

OFFICIAL JOURNAL
OF THE
HOUSE OF
REPRESENTATIVES
OF THE
STATE OF LOUISIANA

TWENTY-FIFTH DAY'S PROCEEDINGS

Thirty-second Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
State Capitol
Baton Rouge, Louisiana

Wednesday, May 10, 2006

The House of Representatives was called to order at 2:00 P.M.,
by the Honorable Joe R. Salter, Speaker of the House of
Representatives.

Morning Hour

ROLL CALL

The roll being called, the following members answered to their
names:

PRESENT

Mr. Speaker	Farrar	Montgomery
Alario	Faucheux	Morrell
Alexander	Frith	Morrish
Ansardi	Gallot	Odinot
Arnold	Geymann	Pierre
Badon	Glover	Pinac
Baldone	Gray	Pitre
Barrow	Greene	Powell, M.
Baudoin	Guillory, E.	Powell, T.
Baylor	Guillory, M.	Quezaire
Beard	Hammett	Richmond
Bowler	Harris	Ritchie
Bruce	Heaton	Robideaux
Bruneau	Hebert	Romero
Burns	Hill	Scalise
Burrell	Honey	Schneider
Carter, K.	Hopkins	Smiley
Carter, R.	Hunter	Smith, G.
Cazayoux	Hutter	Smith, J.D.—50th
Chandler	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	White

Erdey
Fannin
Total - 105

McDonald
McVea

Winston
Wooton

ABSENT

Total - 0

The Speaker announced that there were 105 members present
and a quorum.

Prayer

Prayer was offered by Rev. Conway Jones.

Pledge of Allegiance

Rep. Chandler led the House in reciting the Pledge of
Allegiance to the Flag of the United States of America.

Reading of the Journal

On motion of Rep. Honey, the reading of the Journal was
dispensed with.

On motion of Rep. Kleckley, and under a suspension of the
rules, the Journal of May 9, 2006, was corrected to reflect him as
voting nay on final passage of House Bill No. 492.

On motion of Rep. Walsworth, the Journal of May 9, 2006, was
adopted.

Petitions, Memorials and
Communications

The following petitions, memorials, and communications were
received and read:

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 10, 2006

To the Honorable Speaker and Members of the House of
Representatives:

I am directed to inform your honorable body that the Senate has
concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 177
Returned without amendments

House Concurrent Resolution No. 179
Returned without amendments

House Concurrent Resolution No. 181
Returned without amendments

House Concurrent Resolution No. 183
Returned without amendments

House Concurrent Resolution No. 184
Returned without amendments

House Concurrent Resolution No. 185
Returned without amendments

House Concurrent Resolution No. 186
Returned without amendments

House Concurrent Resolution No. 187
Returned without amendments

House Concurrent Resolution No. 188
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

May 10, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill No. 655

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Senate Bills and Joint Resolutions on First Reading

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

SENATE BILL NO. 655—

BY SENATORS ADLEY, KOSTELKA AND QUINN AND REPRESENTATIVES DANIEL, BEARD, CRANE, DAMICO, DEWITT, FRITH, GEYMAN, HAMMETT, KATZ, LANCASTER, MARTINY, PIERRE, PITRE, T. POWELL, SCALISE AND WALSWORTH
AN ACT

To amend and reenact R.S. 30: 82(6), 89.1 and 2015.1(B), (C)(1), (2), and (4), (D), (E)(1), (F)(2), (H), (I), and (K) and to enact R.S. 30:29, 29.1, and 2015.1(L), relative to remediation; to provide relative to remediation of certain sites by the Department of Natural Resources; to provide relative to the remediation of oil and gas and other sites; to provide terms, conditions, procedures, requirements, definitions, and standards; to provide relative to duties and responsibilities of certain agencies; to provide relative to certain actions or claims involving environmental damage; to provide relative to parties, proceedings, orders, judgments, and awards by the court; to provide relative to remediation and cleanup arising from such actions or claims; to provide relative to oilfield sites and exploration and production sites; to provide for landowner notification of environmental testing; and to provide for related matters.

Read by title.

House and House Concurrent Resolutions

The following House and House Concurrent Resolutions lying over were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 180— BY REPRESENTATIVES HUTTER AND TUCKER

A CONCURRENT RESOLUTION

To urge and request the Louisiana Recovery Authority to develop and prepare an Action Plan to use Community Development Block Grant funds to redeem, purchase, defease, or otherwise retire not less than fifty percent of the bonds of the Louisiana Citizens Property Insurance Corporation.

Read by title.

Under the rules, the above resolution was referred to the Committee on Appropriations.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 73—

BY SENATORS FIELDS, FONTENOT, BROOME, CAIN, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, B. GAUTREAUX, HINES, JACKSON, JONES, MARIONNEAUX, MURRAY, NEVERS, QUINN, SHEPHERD AND THEUNISSEN

A CONCURRENT RESOLUTION

To urge and request the governor's office of homeland security and emergency preparedness to establish a statewide planning and mapping system of public buildings for use as shelters to accommodate persons in need of being placed in a safe environment whenever a state of emergency has been declared due to a natural disaster.

Read by title.

On motion of Rep. Dorsey, and under a suspension of the rules, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 80—

BY SENATOR JONES

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to establish a special committee to research, study and make recommendations regarding the update, revision, and recodification of all of Louisiana's criminal or penal statutes and penalties into one comprehensive Criminal Code.

Read by title.

Under the rules, the above resolution was referred to the Committee on Administration of Criminal Justice.

SENATE CONCURRENT RESOLUTION NO. 82—

BY SENATOR BARHAM

A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Environmental Quality to participate in and monitor the activities related to the proposed permitting of the El Dorado Wastewater Effluent Pipeline.

Read by title.

On motion of Rep. McDonald, and under a suspension of the rules, the resolution was concurred in.

Senate Bills and Joint Resolutions on Second Reading to be Referred

The following Senate Bills and Joint Resolutions on second reading to be referred were taken up, read, and referred to committees, as follows:

SENATE BILL NO. 204—

BY SENATORS CHEEK AND ELLINGTON
AN ACT

To amend and reenact R.S. 33:1981(C)(1) and (2) and 2201(C)(1) and (2) and to enact R.S. 11:248 and R.S. 33:2201(F), relative to financial security of survivors of certain firemen and law enforcement officers; to increase payments to surviving spouses and children in certain cases; to extend the period of time in which to notify the Law Enforcement Officers and Firemen's Survivor Benefit Review Board of such death; to provide for cost-of-living adjustments for surviving spouses of certain law enforcement officers; to provide for retroactive effect; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 246—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 17:1519.6(C) and to repeal R.S. 47:8051 through 8060, relative to common payment methodology for hospitals; to provide for the adoption by the Department of Health and Hospitals of a Medicaid common payment methodology; to repeal the Healthcare Affordability Act; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

SENATE BILL NO. 285—
BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 4:61(B) and (C), 63, 64, 65(A), (B), and (C)(3), (4), and (5), 67(A) and (C)(1), 70, 72, 73, 75, 76, 79, 81, 82, 83, and 85 and to enact R.S. 4:61(F), 82.1, and 82.2, relative to the boxing commission; to provide for authority; to provide for domicile; to provide for exemption from civil liability; to provide for duties of secretary; to provide for bond requirements; to provide for license fees and taxes; to provide for physicians; to provide for seating for the commission; to provide for sham contests; to provide relative to events coordinators, referees, and judges; to provide for criminal penalties and injunctions; to provide for definitions; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Dorsey, the bill was returned to the calendar.

SENATE BILL NO. 383—
BY SENATOR DARDENNE

AN ACT

To amend and reenact Chapter 1 of Title 10 of the Louisiana Revised Statutes of 1950, heretofore comprised of Parts 1 through 2 and consisting of R.S. 10:1-101 through 1-209, to be comprised of Parts 1 through 3 and consisting of R.S. 10:1-101 through 1-310, to amend and reenact R.S. 9:3306(12) and (26), 3353(A)(8), and 4770(B), R.S. 10:3-101 and 3-103(a)(10), R.S. 10:4-101, 4A-101, 4A-105(a)(6) and (7), 4A-106(a), and 4A-204(b), R.S. 10:5-101, 5-102(b), and 5-103(c), R.S. 10:7-101, R.S. 10:8-102(a)(10), and R.S. 10:9-102(a)(43), and to enact R.S. 10:5-102(a)(6.1), all relative to general provisions under the Louisiana Commercial laws; to revise the entirety of Chapter 1 to conform to revisions in the Uniform Commercial Code; to provide for definitions and general concepts; to provide for when value is given; to provide for usages of trade; to provide for when actions are taken within a reasonable time; to provide for the relation to Electronic Signatures in Global and National Commerce Act; to provide for the territorial applicability of the commercial laws and the parties' power to choose applicable law; to provide for the variation of the commercial laws by agreement; to provide for obligation of good faith; to provide for prima facie evidence by third-party documents; to provide for performance or acceptance under reservation of rights; to provide for the option to accelerate at will; to provide for subordinated obligations; to provide for the correction of cross referenced citations; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

SENATE BILL NO. 451—
BY SENATOR BROOME

AN ACT

To amend and reenact Part VI-B of Chapter 20 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1742.1, relative to providing information and making recommendations of lifestyle modifications, food, dietary supplements, or homeopathic remedies; to provide with respect to disclosure by certain individuals who provide such information recommendations; to provide for information to be disclosed in the disclosure; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

SENATE BILL NO. 476—

BY SENATORS CAIN, ADLEY, BARHAM, BROOME, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, B. GAUTREAUX, N. GAUTREAUX, JONES, KOSTELKA, LENTINI, MALONE, MICHOT, MOUNT, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO

AN ACT

To enact Chapter 32 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1280 through 1283, relative to the religious history of America and of the state of Louisiana as background of American and Louisiana law; to authorize the state archives and records service within the office of the secretary of state to produce certain documents; to distribute certain documents to state offices, judges and clerks of court and local government entities; to authorize court houses and local buildings to post certain documents relative to the history of that heritage; to provide for the production of documents by members of the public, and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

SENATE BILL NO. 520—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 46:1071 and to enact R.S. 46:1076.1, relative to hospital service districts; to provide for findings; to provide with respect to joint bargaining and contracting, including immunity from certain antitrust provisions; to provide for applicability; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

SENATE BILL NO. 596—
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 28:185, relative to mental health; to provide for penalties for performing mental health or substance abuse counseling without a license; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

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SENATE BILL NO. 620—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 22:658(B)(1), relative to insurance claims; to increase the penalties for failure to timely pay a claim; to authorize the assessment of attorney fees and cost against an insurer who fails to timely pay a claim; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Insurance.

SENATE BILL NO. 679—

BY SENATORS MCPHERSON AND NEVERS

AN ACT

To amend and reenact R.S. 37:1164(37), relative to pharmacy practice; to provide for definitions; to provide for pharmacy collaborative drug therapy management; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

SENATE BILL NO. 740—

BY SENATORS QUINN AND MURRAY

AN ACT

To amend and reenact R.S. 22:629 and to enact R.S. 22:658.3, relative to insurance claims; to provide relative to certain time limits of actions; to extend the time for filing certain insurance claims for damages arising from hurricane activity; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Insurance.

SENATE BILL NO. 646—

BY SENATOR MURRAY

AN ACT

To enact R.S. 18:1505.2(S), relative to campaign finance; to prohibit certain campaign contributions made to candidates seeking the office of the commissioner of insurance; to prohibit service providers who contract or subcontract with the Louisiana Citizens Property Insurance Corporation from making campaign contributions to such candidates; to define the term service provider; to provide for applicability to certain campaign contributions; and to provide for related matters.

Called from the calendar.

Read by title.

Suspension of the Rules

Under a susension of the rules, Rep. Tank Powell moved that Senate Bill No. 646 be designated as a duplicate of House Bill No. 1176.

Which motion was agreed to.

Motion

On motion of Rep. Tank Powell, the above bill was referred to the Legislative Bureau.

House and House Concurrent Resolutions Reported by Committee

The following House and House Concurrent Resolutions reported by committee were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 103—

BY REPRESENTATIVE GREENE

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility of requiring that a small percentage of expenditures for contracts relative to highway construction projects be set aside to create more coordination in highway beautification projects and to promote green space along state highways.

Read by title.

Reported by substitute by the Committee on Transportation, Highways and Public Works.

The substitute was read by title as follows:

HOUSE CONCURRENT RESOLUTION NO. 190 (Substitute for House Concurrent Resolution No. 103 by Representative Greene)—

BY REPRESENTATIVE GREENE

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility of incorporating into its five-year strategic plan a plan for the improvement of the appearance of state highways.

Read by title.

On motion of Rep. Quezaire, the substitute was adopted and became House Concurrent Resolution No. 190 by Rep. Greene, on behalf of the Committee on Transportation, Highways and Public Works, as a substitute for House Concurrent Resolution No. 103 by Rep. Greene.

Under the rules, lies over in the same order of business.

House Bills and Joint Resolutions on Second Reading Reported by Committee

The following House Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

HOUSE BILL NO. 240—

BY REPRESENTATIVE GREENE AND SENATOR BROOME

AN ACT

To enact R.S. 32:300.3, relative to the safe operation of motor vehicles; to provide relative to traffic rules for funeral processions; to provide for the definition of a "funeral procession"; to require the uniform identification of motor vehicles participating in funeral processions; to provide penalties for certain violations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 240 by Representative Greene

AMENDMENT NO. 1

On page 1, line 5, after "processions;" delete the remainder of the line and delete line 6 in its entirety and insert "to provide penalties for certain"

AMENDMENT NO. 2

On page 1, line 12, after "person" insert "or cremated human remains"

AMENDMENT NO. 3

On page 1, line 13, after "lighted" delete the period "." and delete the remainder of the line and delete lines 14 and 15 in their entirety and insert "and its emergency lights flashing."

AMENDMENT NO. 4

On page 1, line 19, after "procession." delete "Whenever" and insert "If the procession has a police escort, whenever"

AMENDMENT NO. 5

On page 2, line 2, after "devices." insert the following:

"A motor vehicle participating in a funeral procession shall not leave the procession while it is traveling unless specifically permitted to do so by a law enforcement officer or by making a right turn out of the procession. No motor vehicle which leaves a funeral procession shall be permitted to rejoin the procession."

AMENDMENT NO. 6

On page 2, line 6, after "lighted" delete the remainder of the line and delete lines 7 through 19 in their entirety and insert the following:

"and its emergency lights are flashing."

D. This Section shall not create a cause of action or substantive legal rights against any funeral home, its director, or any of its employees or agents. Furthermore, a funeral home, its director, or any of its employees or agents shall not be held liable for a violation of this Section if the operator of a motor vehicle fails to exercise due care while participating in a funeral procession."

On motion of Rep. Quezaire, the amendments were adopted.

On motion of Rep. Quezaire, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 345—

BY REPRESENTATIVE CAZAYOUX

A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, to authorize the investment in stocks of certain endowed funds of institutions of higher education; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported without amendments by the Committee on Civil Law and Procedure.

On motion of Rep. Ansardi, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 406—

BY REPRESENTATIVE DANIEL

A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, to authorize the investment of a portion of the Medicaid Trust Fund for the Elderly in equities; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported without amendments by the Committee on Civil Law and Procedure.

On motion of Rep. Ansardi, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 407—

BY REPRESENTATIVE RICHMOND

AN ACT

To enact the Louisiana Tax Delinquency Amnesty Act; to provide for definitions; to require the Department of Revenue to establish a tax amnesty program as provided for in this Act; to provide for terms and conditions of the program; to provide for an effective date; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Ways and Means.

The substitute was read by title as follows:

HOUSE BILL NO. 1376 (Substitute for House Bill No. 407 by Representative Richmond)—

BY REPRESENTATIVE RICHMOND

AN ACT

To enact the "Louisiana Tax Delinquency Amnesty Act"; to provide for definitions; to require the Department of Revenue to establish a tax amnesty program as provided for in this Act; to provide for terms and conditions of the program; to provide for an effective date; and to provide for related matters.

Read by title.

On motion of Rep. Hammett, the substitute was adopted and became House Bill No. 1376 by Rep. Richmond, on behalf of the Committee on Ways and Means, as a substitute for House Bill No. 407 by Rep. Richmond.

Under the rules, lies over in the same order of business.

HOUSE BILL NO. 461—

BY REPRESENTATIVE HEBERT

A JOINT RESOLUTION

Proposing to amend Article III, Section 2(A)(3)(a) and (4)(a) of the Constitution of Louisiana, to change the date that regular sessions of the legislature convene; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported without amendments by the Committee on Civil Law and Procedure.

On motion of Rep. Ansardi, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

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HOUSE BILL NO. 502—

BY REPRESENTATIVE PINAC

AN ACT

To enact Chapter 4-A of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:750 through 787, relative to the Louisiana Recreational and Used Motor Vehicle Commission; to provide for jurisdiction and authority; to provide for definitions; to provide for appointment and the powers and duties of the commission; to provide for injunctions and cease and desist orders; to provide for penalties; to provide for licensing requirements for used motor vehicle dealers; to provide for suspension of licenses; to provide for rent with option-to-purchase program; to provide for water-damaged vehicles; to provide for prohibition of black market sales; to provide for auctions; to provide for licensing requirements for dismantlers, parts recyclers, used parts dealers, and crushers; to provide for suspension of licenses; to provide for requirement to keep records; to provide for transfers of title; to provide for salvage pools; to provide for salvage dealers; to provide for recreational dealers and manufacturers; to provide for suspension of license; to provide for areas of responsibility; to provide for repurchase requirements; to provide for indemnity requirements; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Commerce.

The substitute was read by title as follows:

HOUSE BILL NO. 1377 (Substitute for House Bill No. 502 by Representative Pinac)—

BY REPRESENTATIVE PINAC

AN ACT

To enact Chapter 4-C of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:781 through 822, and to repeal Chapter 4-A of Title 32 of the Louisiana Revised Statutes of 1950, comprised of R.S. 32:751 through 766, and Chapter 4-B of Title 32 of the Louisiana Revised Statutes of 1950, comprised of R.S. 32:771 through 780, relative to the Louisiana Recreational and Used Motor Vehicle Commission; to provide for definitions; to provide for jurisdiction and authority; to provide for appointment and the powers and duties of the commission; to provide for licensing requirements for dealers; to provide for injunctions; to provide for penalties; to provide for application and bond requirements for a used motor vehicle dealer license; to provide for suspension or revocation of license; to provide for rent with option-to-purchase program; to provide for water-damaged vehicles; to provide for prohibition of black market sales; to provide for licensing requirements for dismantlers, parts recyclers, used parts dealers, and motor vehicle crushers; to provide for suspension of licenses; to provide for requirement to keep records; to provide for transfers of title; to provide for salvage pools; to provide for salvage dealers; to provide for requirements for recreational product dealers and manufacturers; to provide for unlawful acts and suspension of license; to provide for indemnity requirements; to provide for areas of responsibility; to provide for repurchase requirements; and to provide for related matters.

Read by title.

On motion of Rep. Pinac, the substitute was adopted and became House Bill No. 1377 by Rep. Pinac, on behalf of the Committee on Commerce, as a substitute for House Bill No. 502 by Rep. Pinac.

Under the rules, lies over in the same order of business.

HOUSE BILL NO. 559—

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact Children's Code Article 634(A)(3), relative to children in need of care; to provide for the contents of petitions relative to child in need of care proceedings; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Civil Law and Procedure.

The substitute was read by title as follows:

HOUSE BILL NO. 1378 (Substitute for House Bill No. 559 by Representative Hebert)—

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact Children's Code Article 638, relative to children in need of care; to provide for service of the petition; and to provide for related matters.

Read by title.

On motion of Rep. Ansardi, the substitute was adopted and became House Bill No. 1378 by Rep. Hebert, on behalf of the Committee on Civil Law and Procedure, as a substitute for House Bill No. 559 by Rep. Hebert.

Under the rules, lies over in the same order of business.

HOUSE BILL NO. 570—

BY REPRESENTATIVES SCALISE, ALEXANDER, GALLOT, E. GUILLORY, HUNTER, AND WALKER

AN ACT

To enact Chapter 22 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:2151 through 2163, relative to qui tam actions; to create the Hurricane Relief Funds Integrity Act; to prohibit false or fraudulent claims or false or misleading statements in relation to obtaining funds, property, use of property, or other compensation from hurricane relief programs; to provide for civil actions by the attorney general or by other persons to recover hurricane relief program funds; to provide for damages, fines, penalties, and interest; to create the Hurricane Relief Programs Fraud Detection Fund; to provide for an awards program for information on violations; to provide for protection for certain persons against reprisals by certain persons; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Engrossed House Bill No. 570 by Representative Scalise

AMENDMENT NO. 1

On page 8, line 26, change "effect" to "affect"

AMENDMENT NO. 2

On page 10, line 1, delete "Qui tam action procedures" and insert "Administrative or civil action"

AMENDMENT NO. 3

On page 13, line 24, after "entitled to" and before "damages" delete "exemplary" and insert "treble"

On motion of Rep. Alario, the amendments were adopted.

On motion of Rep. Alario, the bill, as amended, was ordered reengrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 643—

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 47:1851(M) and to repeal R.S. 47:1851(G) and (K), relative to ad valorem taxation; to remove gas and pipeline companies from the definition of public service property for purposes of assessment by the Louisiana Tax Commission; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

On motion of Rep. Hammett, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 670—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 47:1931, relative to ad valorem taxation; to provide for the membership of the board of review in Orleans Parish; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 670 by Representative Arnold

AMENDMENT NO. 1

On page 1, at the end of line 13, after "of" insert "one member from each citywide tax millage recipient body to be appointed by the governing authority of each body."

AMENDMENT NO. 2

On page 2, delete lines 7 through 16 in their entirety and insert the following:

~~"Beginning January 1, 1978, assessments in each parish throughout the state shall be subject to review by a board of review, consisting of the governing authority of each parish. In each parish, except the parish of Orleans, the assessor and/or his designated representative(s) shall act in a nonvoting advisory capacity to the board of review during the hearings on cases involving assessments of property. In the parish of Orleans, the assessor and/or his designated representative(s) of the municipal district wherein the property is situated shall act in a nonvoting advisory capacity to the board of review during the hearings on cases involving assessments of property situated in his district."~~

On motion of Rep. Hammett, the amendments were adopted.

On motion of Rep. Hammett, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 676—

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 47:1998(A)(1)(a) and to enact R.S. 47:1998(G), relative to ad valorem taxation; to provide procedures for judicial review of the final determination by the Louisiana Tax Commission of assessed valuation and taxes due; to authorize assessors employment of private counsel; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 676 by Representative Baldone

AMENDMENT NO. 1

On page 2, at the beginning of line 10, change "collection" to "assessment"

On motion of Rep. Hammett, the amendments were adopted.

On motion of Rep. Hammett, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 699—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To enact Chapter 10-A of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:1356 through 1368, relative to cable services; to create the "Competitive Cable and Video Services Act"; to provide guidelines for cable and video services; to provide for certificate of franchise authority to be distributed by the secretary of state; to provide for franchise fees associated with cable or video services; to provide for franchise fee audits and dispute resolutions; to provide for the distribution of these fees; to provide for a prohibition against build-out requirements; to authorize a local governmental subdivision to regulate a certificate holder; to prohibit discrimination with regards to cable or video services; to provide for public, educational, and governmental access channels; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 699 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 3, after "through" change "1369" to "1368"

AMENDMENT NO. 2

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On page 1, delete line 4, and insert ""Competitive Cable and Video Services Act";"

AMENDMENT NO. 3

On page 1, line 5, between "cable" and "services;" insert "and video"

AMENDMENT NO. 4

On page 1, line 7, between "cable" and "services;" insert "or video"

AMENDMENT NO. 5

On page 1, line 10, between "cable" and "services;" insert "or video"

AMENDMENT NO. 6

On page 1, line 15, after "through" change "1369" to "1368"

AMENDMENT NO. 7

On page 1, line 16, between "CABLE" and "SERVICES" insert "AND VIDEO"

AMENDMENT NO. 8

On page 1, at the end of line 18, insert "and Video"

AMENDMENT NO. 9

On page 1, line 22, between "television services" and "and" insert a comma "," and insert "video services."

AMENDMENT NO. 10

On page 3, line 4, between "cable" and "service" insert "or video"

AMENDMENT NO. 11

On page 3, delete lines 5 through 7

AMENDMENT NO. 12

On page 3, at the beginning of line 8, change "(6)" to "(5)"

AMENDMENT NO. 13

On page 3, at the beginning of line 12, change "(7)" to "(6)"

AMENDMENT NO. 14

On page 3, line 16, after "system" and before "in" insert a comma "," and insert "or other wireline facilities used to distribute video programming services."

AMENDMENT NO. 15

On page 3, at the beginning of line 17, change "(8)" to "(7)"

AMENDMENT NO. 16

On page 3, line 18, between "cable" and "service." insert "or video"

AMENDMENT NO. 17

On page 3, at the beginning of line 19, change "(9)" to "(8)"

AMENDMENT NO. 18

On page 3, at the beginning of line 21, change "(10)" to "(9)"

AMENDMENT NO. 19

On page 3, delete line 22 and insert the following:

"provision of cable or video services, including franchise fees and all revenues received from non-subscribers for advertising disseminated through cable or video services and home shopping services. Gross revenues shall not include:"

AMENDMENT NO. 20

On page 3, delete line 24 and insert "surcharge, or governmental fee."

AMENDMENT NO. 21

On page 3, line 27, between "cable" and "service" insert "or video"

AMENDMENT NO. 22

On page 4, line 2, between "cable" and "service" insert "or video"

AMENDMENT NO. 23

On page 4, line 3, between "cable" and "service" insert "or video"

AMENDMENT NO. 24

On page 4, line 4, between "system" and "that" insert "or other wireline facilities used to distribute video programming services"

AMENDMENT NO. 25

On page 4, delete line 7 and insert "and directory or Internet advertising revenues, including but not limited to yellow pages, white pages, banner advertisements, and electronic publishing advertising. Where the sale of any such non-"

AMENDMENT NO. 26

On page 4, at the beginning of line 8, between "cable" and "service" insert "or non-video"

AMENDMENT NO. 27

On page 4, line 8, between "more cable" and "services" insert "or video"

AMENDMENT NO. 28

On page 4, at the beginning of line 19, change "(11)" to "(10)"

AMENDMENT NO. 29

On page 4, at the beginning of line 22, change "(12)" to "(11)"

AMENDMENT NO. 30

On page 4, at the beginning of line 23, change "(13)" to "(12)"

AMENDMENT NO. 31

On page 4, at the beginning of line 28, change "(14)" to "(13)"

AMENDMENT NO. 32

On page 5, at the beginning of line 1, change "(15)" to "(14)"

AMENDMENT NO. 33

On page 5, delete lines 3 through 29 and on page 6, delete lines 1 through 11, and insert the following:

"(15) 'Video service' means video programming services provided through wireline facilities located at least in part in the

public rights-of-way without regard to delivery technology, including Internet protocol technology. This definition does not include any video programming provided by a commercial mobile service provider as defined herein.

(16) "Video service provider" means any entity providing video service. This term does not include a cable service provider or any affiliate, successor, or assign of a cable service provider operating under a franchise agreement with a local governmental subdivision in this state on the effective date of this Chapter.

AMENDMENT NO. 34

On page 6, at the beginning of line 12, change "§1360." to "§1359."

AMENDMENT NO. 35

On page 6, delete line 13, and insert "A. Any person or entity seeking to provide cable or video service"

AMENDMENT NO. 36

On page 6, line 16, between "cable" and "service" insert "or video"

AMENDMENT NO. 37

On page 6, line 27, between "cable" and "service" insert "or video"

AMENDMENT NO. 38

On page 7, at the end of line 4, insert "or video"

AMENDMENT NO. 39

On page 7, line 10, between "cable" and "service" insert "or video"

AMENDMENT NO. 40

On page 7, line 18, after "of" change "twenty-five" to "ten"

AMENDMENT NO. 41

On page 7, line 25, between "cable" and "service" insert "or video"

AMENDMENT NO. 42

On page 8, at the beginning of line 10, change "§1361." to "§1360."

AMENDMENT NO. 43

On page 8, line 13, after "revenues" delete "derived from" and insert "received from the provision of cable or video services to"

AMENDMENT NO. 44

On page 8, line 14, between "parish" and the period "." insert "and from advertising disseminated through cable or video service and home shopping services as allocated under Subsection D of this Section"

AMENDMENT NO. 45

On page 8, line 18, between "certificate franchise fee" and the period "." insert "rate"

AMENDMENT NO. 46

On page 8, at the end of line 19, delete "board" and insert "holder of a certificate"

AMENDMENT NO. 47

On page 8, delete lines 22 through 26 and insert the following:

"pursuant to this Section, the local governmental subdivision shall provide each certificate holder with a copy of each rate change notification at least forty-five days in advance of the effective date of such rate change."

AMENDMENT NO. 48

On page 8, line 27, after "pay" delete "the board quarterly" and insert "to the local governmental subdivision monthly"

AMENDMENT NO. 49

On page 8, line 28, after "Each" delete "quarterly"

AMENDMENT NO. 50

On page 8, line 29, after "of the" delete "quarter for the"

AMENDMENT NO. 51

On page 9, at the beginning of line 1, change "calendar quarter." to "month."

AMENDMENT NO. 52

On page 9, delete lines 9 through 13, and insert the following:

"C. Any supporting statements shall be confidential and exempt from disclosure as proprietary and trade secret information under any provision of state law.

D. The amount of a cable or video service provider's non-subscriber revenues from advertising disseminated through cable or video service and home shopping services that is allocable to a local governmental subdivision is equal to the total amount of the cable or video service provider's revenue received from such advertising and home shopping services multiplied by the ratio of the number of subscribers in such municipality or in the unincorporated area of such parish on the preceeding January first to the total number of subscribers receiving cable or video service from the cable or video service provider on that date."

AMENDMENT NO. 53

On page 9, at the beginning of line 14, change "D." to "E."

AMENDMENT NO. 54

On page 9, at the beginning of line 17, change "E." to "F."

AMENDMENT NO. 55

On page 9, line 18, between "cable" and "service" insert "or video"

AMENDMENT NO. 56

On page 9, line 20, between "cable" and "service" insert "or video"

AMENDMENT NO. 57

On page 9, at the end of line 20, delete "This" and delete lines 21 through 23 and insert "No local government shall levy any other tax."

AMENDMENT NO. 58

On page 9, line 24, between "cable" and "service" insert "or video"

AMENDMENT NO. 59

On page 10, at the beginning of line 1, change "F." to "G."

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AMENDMENT NO. 60

On page 10, at the beginning of line 4, change "§1362." to "§1361."

AMENDMENT NO. 61

On page 10, line 5, change "board" to "local governmental subdivision"

AMENDMENT NO. 62

On page 10, line 6, between "cable" and "service" insert "or video"

AMENDMENT NO. 63

On page 10, line 7, change "R.S. 45:1361." to "R.S. 45:1360."

AMENDMENT NO. 64

On page 10, line 9, change "R.S. 45:1361" to "R.S. 45:1360"

AMENDMENT NO. 65

On page 10, delete lines 10 and 11 and insert "be filed either by the local governmental subdivision seeking to recover an additional amount alleged to be due, or by the certificate holder seeking a refund of an alleged overpayment, in a state or federal court"

AMENDMENT NO. 66

On page 10, line 12, change "quarter" to "month"

AMENDMENT NO. 67

On page 10, line 14, after "and the" delete the remainder of the line, delete line 15, and insert "local governmental subdivision."

AMENDMENT NO. 68

On page 10, line 16, change "board" to "local governmental subdivision"

AMENDMENT NO. 69

On page 10, line 22, change "board" to "local governmental subdivision"

AMENDMENT NO. 70

On page 10, line 27, change "board" to "local governmental subdivision"

AMENDMENT NO. 71

On page 11, between lines 3 and 4, insert the following:

"E. A local governmental subdivision may contract with a third-party administrator for the collection of the franchise fees and enforcement of the provisions of this Chapter."

AMENDMENT NO. 72

On page 11, at the beginning of line 4, change "E." to "F."

AMENDMENT NO. 73

On page 11, delete line 8 and insert "may impose any requirements for construction of a cable system or wireline facilities used to distribute video programming services or for cable or video service deployment"

AMENDMENT NO. 74

On page 11, line 13, between "cable" and "service" insert "or video"

AMENDMENT NO. 75

On page 11, line 17, between "system" and "to" insert "or wireline facilities used to distribute video programming services"

AMENDMENT NO. 76

On page 11, at the end of line 19, delete "For", delete lines 20 and 21, and at the beginning of line 22, delete "hours of non-repeating content per day."

AMENDMENT NO. 77

On page 11, line 23, between "cable" and "service" insert "or video"

AMENDMENT NO. 78

On page 11, at the end of line 27, insert the following:

"A local governmental subdivision may use one PEG channel without restrictions relating to repeat programming provided in this Section."

AMENDMENT NO. 79

On page 11, line 29, after "eight" delete "contiguous"

AMENDMENT NO. 80

On page 12, at the end of line 2, insert "or video"

AMENDMENT NO. 81

On page 12, line 4, between "cable" and "service" insert "or video"

AMENDMENT NO. 82

On page 12, line 4, after "eight" delete "contiguous"

AMENDMENT NO. 83

On page 12, line 5, between "cable" and "service" insert "or video"

AMENDMENT NO. 84

On page 12, line 9, between "of" and "access" insert "additional"

AMENDMENT NO. 85

On page 12, line 10, between "capacity" and "allowed" insert "above the one unrestricted channel"

AMENDMENT NO. 86

On page 12, line 14, after "when" delete "twelve contiguous" and insert "eight"

AMENDMENT NO. 87

On page 12, line 15, change "seventy-five" to "forty" and change "twelve" to "eight"

AMENDMENT NO. 88

On page 12, line 26, after "subdivision" delete the remainder of the line and at the beginning of 27, delete "Television Authority must" and insert "shall"

AMENDMENT NO. 89

On page 12, line 29, between "cable" and "service" insert "or video"

AMENDMENT NO. 90

On page 13, line 3, between "cable" and "service" insert "or video"

AMENDMENT NO. 91

On page 13, line 4, between "cable" and "services" insert "or video"

AMENDMENT NO. 92

On page 13, line 7, between "system" and "of" insert "or wireline facilities used to distribute video programming services"

AMENDMENT NO. 93

On page 13, line 12, between "cable" and "service" insert "or video"

AMENDMENT NO. 94

On page 13, line 15, between "cable" and "service" insert "or video"

AMENDMENT NO. 95

On page 13, line 16, between "cable" and "service" insert "or video"

AMENDMENT NO. 96

On page 13, at the beginning of line 18, change "§1365." to "§1364."

AMENDMENT NO. 97

On page 13, at the end of line 21, insert "or video"

AMENDMENT NO. 98

On page 14, between lines 5 and 6, insert the following:

"C. Nothing contained in this Chapter impairs the lawful exercise of existing police powers of the local governmental subdivisions in which cable or video service is delivered."

AMENDMENT NO. 99

On page 14, at the beginning of line 6, change "§1366." to "§1365."

AMENDMENT NO. 100

On page 14, line 7, between "cable" and "service" insert "or video"

AMENDMENT NO. 101

On page 14, line 10, between "cable" and "service" insert "or video"

AMENDMENT NO. 102

On page 14, line 18, between "cable" and "service" insert "or video"

AMENDMENT NO. 103

On page 14, delete line 19 and insert "45:1362."

AMENDMENT NO. 104

On page 14, at the beginning of line 21, before "who" insert "within a municipality or parish identified pursuant to R.S. 45:1359(C)(2)"

AMENDMENT NO. 105

On page 14, line 22, delete "secretary of state" and insert "attorney general"

AMENDMENT NO. 106

On page 14, line 24, delete "secretary of state" and insert "attorney general"

AMENDMENT NO. 107

On page 14, line 25, between "cable" and "service" insert "or video"

AMENDMENT NO. 108

On page 14, line 28, delete "secretary of state" and insert "attorney general"

AMENDMENT NO. 109

On page 14, line 29, delete "secretary of state" and insert "attorney general"

AMENDMENT NO. 110

On page 15, line 2, delete "secretary of state" and insert "attorney general"

AMENDMENT NO. 111

On page 15, at the end of line 3, after "cable" insert "or video"

AMENDMENT NO. 112

On page 15, at the beginning of line 5, change "§1367." to "§1366."

AMENDMENT NO. 113

On page 15, at the beginning of line 10, change "§1368." to "§1367."

AMENDMENT NO. 114

On page 15, line 12, after "charter" and before "governed" insert "existing or adopted when the Louisiana Constitution of 1974 was adopted and which is"

AMENDMENT NO. 115

On page 15, line 17, after "charters" and before "governed" insert "adopted after the Louisiana Constitution of 1974 was adopted and which are"

AMENDMENT NO. 116

On page 15, delete lines 21 through 29 and on page 16, delete lines 1 through 4

AMENDMENT NO. 117

On page 16, at the beginning of line 5, change "§1369." to "§1368."

AMENDMENT NO. 118

On page 16, at the beginning of line 6, delete "A."

AMENDMENT NO. 119

On page 16, delete lines 12 through 16

On motion of Rep. Pinac, the amendments were adopted.

On motion of Rep. Pinac, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

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HOUSE BILL NO. 707—

BY REPRESENTATIVES FARRAR AND RICHMOND

A JOINT RESOLUTION

Proposing to amend Article I, Section 4(B) of the Constitution of Louisiana, to prohibit the expropriation and transfer of property to a private person under certain circumstances; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 707 by Representative Farrar

AMENDMENT NO. 1

On page 2, line 12, after "include" change "use by" to "transfer of ownership to"

AMENDMENT NO. 2

On page 2, line 13, after "individual" change the comma "," to a period "." and delete the remainder of the line and delete line 14 in its entirety

AMENDMENT NO. 3

On page 2, at the end of line 16, insert the following:

"In every expropriation, a party has the right to trial by jury to determine compensation."

AMENDMENT NO. 4

On page 2, line 17, after "(4)" change "The" to "Except for lease and operations agreements for port facilities, the"

On motion of Rep. Ansardi, the amendments were adopted.

On motion of Rep. Ansardi, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 769—

BY REPRESENTATIVE CAZAYOUX
AN ACT

To enact R.S. 9:2780.1, relative to indemnity agreements; to provide relative to mineral leases, servitudes, or royalty interests; to provide that certain indemnity agreements applicable to actions for restoring damaged property are null and void under certain circumstances; to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 769 by Representative Cazayoux

AMENDMENT NO. 1

On page 1, line 16, after "policy" insert a period "." and delete the remainder of the line

AMENDMENT NO. 2

On page 1, delete lines 17 through 19 in their entirety and insert the following:

"Section 2. The provisions of this Act shall be applied prospectively only and shall apply only to agreements executed after the effective date of this Act."

On motion of Rep. Ansardi, the amendments were adopted.

On motion of Rep. Ansardi, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 830—

BY REPRESENTATIVE CAZAYOUX
AN ACT

To amend and reenact R.S. 49:327(C)(3), relative to the investment of endowed funds; to provide for the investment of a percentage of the publicly funded permanently endowed funds in stock; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 830 by Representative Cazayoux

AMENDMENT NO. 1

On page 2, line 7, after "all" insert "publicly"

On motion of Rep. Alario, the amendments were adopted.

On motion of Rep. Alario, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 860—

BY REPRESENTATIVE ALEXANDER
AN ACT

To amend and reenact Civil Code Articles 102 and 103 (introductory paragraph) and to enact Civil Code Article 106, relative to divorce; to provide for the granting of divorce when there are minor children of the marriage; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Civil Law and Procedure.

The substitute was read by title as follows:

HOUSE BILL NO. 1379 (Substitute for House Bill No. 860 by Representative Alexander)—

BY REPRESENTATIVE ALEXANDER
AN ACT

To amend and reenact Civil Code Articles 102 and 103(1) and Code of Civil Procedure Articles 3952, 3953(1) and (2) and 3956(5) and R.S.13:3491(A)(5)(a) and (B) and 3492(A)(6)(b) and (B) and to enact Civil Code Article 103.1, relative to divorce; to provide for the granting of divorce when there are minor children of the marriage; to provide for nullity of judgments; and to provide for related matters.

Read by title.

On motion of Rep. Ansardi, the substitute was adopted and became House Bill No. 1379 by Rep. Alexander, on behalf of the Committee on Civil Law and Procedure, as a substitute for House Bill No. 860 by Rep. Alexander.

Under the rules, lies over in the same order of business.

HOUSE BILL NO. 890—

BY REPRESENTATIVE BAYLOR
AN ACT

To amend and reenact R.S. 32:351(A), relative to equipment on motor vehicles; to provide for the use of horns on motor vehicles; to provide relative to certain exemptions for mobility-impaired persons; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 890 by Representative Baylor

AMENDMENT NO. 1

On page 1, at the end of line 15, delete the comma "," and insert "upon any state or local highway of this state."

AMENDMENT NO. 2

On page 1, line 16, after "vehicle" delete the remainder of the line and delete line 17 in its entirety and insert "if the"

On motion of Rep. Quezaire, the amendments were adopted.

On motion of Rep. Quezaire, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 891—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 32:1252(8), (22)(a), and 23(a) and 1254(J)(4)(a), relative to the distribution and sale of motor vehicles; to provide for definitions; to provide for additional licensing and compliance requirements for motor vehicle lessors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

On motion of Rep. Pinac, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 960—

BY REPRESENTATIVE HAMMETT
AN ACT

To enact Part VII-A of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2318.1, relative to the selection of professional services for public contracts; to prohibit the selection of providers of design professional services based on price; to provide for contracts for design professional services entered into where price or price-related factors were a factor in selection; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 960 by Representative Hammett

AMENDMENT NO. 1

On page 1, line 16, after "price" delete the remainder of the line and at the beginning of line 17, delete "selection." and insert a period "."

AMENDMENT NO. 2

On page 2, delete lines 1 through 3 and insert the following:

"B. However, the provisions of this Section shall have no effect on and shall not supersede any contract permitted pursuant to the provisions of R.S. 48:250.2, et seq. R.S. 29:42, or R.S. 38:85, all relating to the authority for certain political subdivisions to enter into design-build contracts."

On motion of Rep. Alario, the amendments were adopted.

On motion of Rep. Alario, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 992—

BY REPRESENTATIVE MARCHAND
AN ACT

To enact R.S. 19:2.3, relative to expropriation; to prohibit expropriation for certain purposes; to provide for exceptions; to provide for the return of unused expropriated property; to provide for applicability; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 992 by Representative Marchand

AMENDMENT NO. 1

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On page 1, line 15, after "utilities" and before "or" insert a comma "," and "public ports."

AMENDMENT NO. 2

On page 1, line 15, after "carriers." change "This" to "Except for lease and operations agreements for port facilities, this"

AMENDMENT NO. 3

On page 1, line 20, change "thirty" to "fifteen"

On motion of Rep. Ansardi, the amendments were adopted.

On motion of Rep. Ansardi, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1003—

BY REPRESENTATIVE SALTER

AN ACT

To enact R.S. 47:337.9(F), relative to the Uniform Local Sales Tax Code; to exempt purchases of prescription drugs purchased through or pursuant to a Medicare Part D plan; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 1003 by Representative Salter

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 47:305.56" to "R.S. 47:337.9(F)"

AMENDMENT NO. 2

On page 1, line 2, after "relative to" delete the remainder of the line, delete line 3 in its entirety and insert "the Uniform Local Sales Tax Code"

AMENDMENT NO. 3

On page 1, at the beginning of line 4, delete "not coterminous with the state"

AMENDMENT NO. 4

On page 1, line 8, change "R.S. 47:305.56" to "R.S. 47:337.9(F)"

AMENDMENT NO. 5

On page 1, at the beginning of line 9, change "§305.56" to "§337.9" and at the beginning of line 10, insert "F."

On motion of Rep. Hammett, the amendments were adopted.

On motion of Rep. Hammett, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1078—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 6:969.37(A)(1), (B), (C)(1), (D), (E), (G), and (H), 969.38(A), (B), (C), and (D), 969.39(A) and (B), 969.40(B), (C), and (D), and 969.41(A), (B), and (C), relative to the Louisiana Motor Vehicle Sales Finance Act; to provide for licensing procedures; to provide for denial, suspension, or revocation of licenses; to provide for investigations and complaints; to provide for the powers of the commission; to provide for the penalties imposed by the commission; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

On motion of Rep. Pinac, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1158—

BY REPRESENTATIVE QUEZAIRE

AN ACT

To amend and reenact R.S. 47:820.4(D), relative to the Transportation Infrastructure Model for Economic Development; to provide relative to bonds sold to fund the program; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

On motion of Rep. Hammett, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1181—

BY REPRESENTATIVE LABRUZZO

AN ACT

To enact R.S. 37:848.1, relative to funeral homes; to prohibit certain acts by funeral home directors and employees; to provide for the viewing of a body under certain circumstances; to provide for exceptions; to provide relative to the authority of the tutor of a minor child; to provide for an exemption from liability; to provide for the availability of civil damages for noncompliance; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Commerce.

The substitute was read by title as follows:

HOUSE BILL NO. 1380 (Substitute for House Bill No. 1181 by Representative LaBruzzo)—

BY REPRESENTATIVE LABRUZZO

AN ACT

To enact R.S. 8:655(C) and R.S. 37:876(F), relative to funeral homes; to provide for a child's right to view the body of a deceased parent; to provide for exceptions; and to provide for related matters.

Read by title.

On motion of Rep. Pinac, the substitute was adopted and became House Bill No. 1380 by Rep. LaBruzzo, on behalf of the Committee on Commerce, as a substitute for House Bill No. 1181 by Rep. LaBruzzo.

Under the rules, lies over in the same order of business.

HOUSE BILL NO. 1182—

BY REPRESENTATIVES WALKER, ALEXANDER, AND R. CARTER
AN ACT

To enact R.S. 13:3881(A)(7), relative to exemptions from seizure; to provide for the exemption from seizure of certain medical devices and health aids; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

On motion of Rep. Ansardi, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1186—

BY REPRESENTATIVE ALARIO
AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2006-2007; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

On motion of Rep. Alario, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1187—

BY REPRESENTATIVE LABRUZZO
AN ACT

To enact R.S. 38:2197 and R.S. 39:1515.2 and 1617, relative to public contracts and procurement; to prohibit the solicitation, receipt, offer, or payment of any kickbacks, bribes, rebates, incentive payments, or other remuneration or value for state contracts or agreements; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

On motion of Rep. Alario, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1213—

BY REPRESENTATIVE M. POWELL
AN ACT

To amend and reenact R.S. 35:191(P), relative to notaries public; to provide for statewide jurisdiction for certain notaries; to provide for the qualifications to obtain statewide jurisdiction; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

On motion of Rep. Ansardi, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1215—

BY REPRESENTATIVE ALARIO
AN ACT

To amend and reenact Section 13 of Act No. 465 of the 2005 Regular Session of the Legislature as amended by Act No. 20 of the 2006 First Extraordinary Session of the Legislature, relative to revenue sharing; to provide for certain parish allocations for Fiscal Year 2005-2006; to provide with respect to the distribution of certain revenue sharing allocations; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1215 by Representative Alario

AMENDMENT NO. 1

On page 2, line 25, after "parishes of" and before "St." insert "Orleans."

AMENDMENT NO. 2

On page 2, line 27, after "distribution for" delete the remainder of the line and insert "any parish for which current figures are not available shall be"

AMENDMENT NO. 3

On page 3, line 1, after "of" and before "St. Bernard" insert "Orleans."

AMENDMENT NO. 4

On page 3, line 4, after "of" and before "St. Bernard" insert "Orleans."

On motion of Rep. Alario, the amendments were adopted.

On motion of Rep. Alario, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1219—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 35:131 through 133, 191(C)(1) and (2) and (E), and 191.1 and to enact R.S. 35:191(V), relative to notaries public; to authorize the secretary of state to grant leaves of absence for notaries; to provide for the application, qualification, and administration process for taking the notary examination; to provide for certain fees; to provide for the continued exercise of notarial functions by notaries displaced by Hurricane Katrina or Rita; to provide for the development of uniform statewide examination standards; to provide for regional testing centers; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

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Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 1219 by Representative Bowler

AMENDMENT NO. 1

On page 3, line 3, after "court" delete the remainder of the line and insert "shall not charge any fee in excess of thirty-five dollars"

AMENDMENT NO. 2

On page 3, line 4, change "the application" to "any application, or petition, or both,"

On motion of Rep. Ansardi, the amendments were adopted.

On motion of Rep. Ansardi, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1223—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 35:71(A)(1) and (E) and to enact R.S. 35:191(A)(3), relative to notaries public; to provide relative to the suspension of a notarial commission and the removal of certain penalties; to provide for the definitions of "valid notarial commission" and "validly appointed notary public"; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 1223 by Representative Gallot

AMENDMENT NO. 1

On page 1, line 14, after "limits" and before "shall" delete "for any parish in this state"

AMENDMENT NO. 2

On page 2, line 5, after "the" and before "functions" delete "duties or"

AMENDMENT NO. 3

On page 2, line 14, after "commission" and before "issued" insert "that has not been revoked or resigned, and that was"

AMENDMENT NO. 4

On page 2, line 22, after "law" and before "for" insert "pursuant to R.S. 35:14 or"

On motion of Rep. Ansardi, the amendments were adopted.

On motion of Rep. Ansardi, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1278—

BY REPRESENTATIVES BRUNEAU, DANIEL, DOVE, DOWNS, ERDEY, FANNIN, HUTTER, LAMBERT, PITRE, M. POWELL, SMILEY, AND ST. GERMAIN

AN ACT

To enact R.S. 32:402(C)(3), relative to driver's licenses; to authorize the waiver of certain commercial motor vehicle driver's license requirements for military personnel during a state of emergency; to provide relative to certain restrictions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 1278 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 15, change "reserved" to "reserve"

On motion of Rep. Quezaire, the amendments were adopted.

On motion of Rep. Quezaire, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1325—

BY REPRESENTATIVE BURRELL

AN ACT

To amend and reenact R.S. 51:941(3), relative to economic development; to provide for a definition of "small and emerging business"; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

On motion of Rep. Pinac, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1328—

BY REPRESENTATIVE KATZ

AN ACT

To amend and reenact Section 2 of Act No. 1118 of the 1995 Regular Session of the Legislature, relative to tax increment financing; to provide that the prohibition regarding the use of state sales tax increments shall not apply to a project expansion or extension of the use of state sales tax for certain economic development projects or programs; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 1328 by Representative Katz

AMENDMENT NO. 1

On page 2, delete line 2, and insert the following:

"project or program, provided that any project or program in Ouachita Parish shall not be expanded in scope and shall be extended for not more than five years."

On motion of Rep. Hammett, the amendments were adopted.

On motion of Rep. Hammett, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1359—

BY REPRESENTATIVES STRAIN AND DURAND
AN ACT

To enact R.S. 9:2793.5; relative to civil liability of nonprofit organizations; to provide a limitation of liability for the Louisiana Girl Scout Councils; to provide an exception for willful and wanton misconduct; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

On motion of Rep. Ansardi, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

Suspension of the Rules

On motion of Rep. LaBruzzo, the rules were suspended in order to take up and consider House Bills and Joint Resolutions on Third Reading and Final Passage at this time.

House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

Regular Calendar**HOUSE BILL NO. 1232—**

BY REPRESENTATIVE MARTINY
AN ACT

To enact R.S. 22:1138.2, relative to insurance producers; to provide for specialty limited lines motor vehicle title insurance producer licenses and their issuance by the commissioner of insurance; to provide for an application process; to provide for fees; to provide for renewals; to provide for registration of employees and representatives; to provide for penalties; to provide for commissions; to provide for regulations; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Martiny, the bill was returned to the calendar.

Suspension of the Rules

On motion of Rep. Pinac, the rules were suspended to limit the author or proponent handling the legislative instrument to ten minutes for opening remarks and all subsequent speakers on the instrument to five minutes.

HOUSE BILL NO. 1235—

BY REPRESENTATIVE LABRUZZO
AN ACT

To amend and reenact R.S. 37:1226.2(A)(introductory paragraph) and (2) and (B)(introductory paragraph) and (1), (2), (3), (6), (7), and (8), and (D)(1) and to enact R.S. 37:1226.2(F) and (G), relative to prescription drug returns, exchanges, and redispensing; to allow a penal institution or state hospital for the mentally ill to receive donated medications for redispensing to individuals in its facility; and to provide for related matters.

Read by title.

Motion

On motion of Rep. LaBruzzo, the bill was returned to the calendar.

HOUSE BILL NO. 1232—

BY REPRESENTATIVE MARTINY
AN ACT

To enact R.S. 22:1138.2, relative to insurance producers; to provide for specialty limited lines motor vehicle title insurance producer licenses and their issuance by the commissioner of insurance; to provide for an application process; to provide for fees; to provide for renewals; to provide for registration of employees and representatives; to provide for penalties; to provide for commissions; to provide for regulations; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Martiny moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Morrell
Alario	Gallot	Morrish
Alexander	Geymann	Odinot
Ansardi	Glover	Pierre
Arnold	Gray	Pinac
Badon	Greene	Pitre
Baldone	Guillory, E.	Powell, M.
Barrow	Guillory, M.	Powell, T.
Baudoin	Hammett	Quezaire
Baylor	Harris	Richmond
Bowler	Heaton	Ritchie
Bruce	Hebert	Robideaux
Bruneau	Hill	Romero
Burns	Honey	Scalise
Burrell	Hopkins	Schneider
Carter, K.	Hunter	Smiley
Carter, R.	Hutter	Smith, G.
Cazayoux	Jackson	Smith, J.D.—50th
Chandler	Jefferson	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Cravins	Katz	St. Germain
Curtis	Kennard	Strain
Damico	Kenney	Thompson
Daniel	Kleckley	Toomy
Dartez	LaBruzzo	Townsend

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DeWitt	LaFleur	Trahan
Doerge	LaFonta	Triche
Dorsey	Lambert	Tucker
Dove	Lancaster	Waddell
Downs	Marchand	Walker
Durand	Martiny	Walsworth
Fannin	McDonald	White
Farrar	McVea	Winston
Faucheux	Montgomery	Wooton
Total - 102		

NAYS

Total - 0

ABSENT

Beard	Crowe	Erdey
Total - 3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Martiny moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1236—

BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 42:1114.3(C) and (D) and to enact R.S. 42:1113(E), relative to the Code of Governmental Ethics; to prohibit certain public servants, immediate family members of such persons, and certain related legal entities from engaging in certain activity involving remunerative contracts arising from certain declared emergencies or disasters; to provide for the disclosure of certain such contracts; to remove certain provisions relative to initial disclosure; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Walsworth, the bill was returned to the calendar.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Walsworth gave notice of his intention to call House Bill No. 1236 from the calendar for future action.

Acting Speaker John Smith in the Chair

HOUSE BILL NO. 1239—

BY REPRESENTATIVE WALKER
AN ACT

To amend and reenact R.S. 42:1112(D) and to enact R.S. 42:1120.3, relative to ethics; to provide for the recusal of a member of a parish planning or zoning commission in a parish with a population of less than fifty thousand under certain circumstances; and to provide for related matters.

Read by title.

Rep. Walker moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinot
Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Glover	Pitre
Badon	Gray	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Bowler	Harris	Robideaux
Bruce	Heaton	Romero
Bruneau	Hebert	Scalise
Burns	Hill	Schneider
Burrell	Honey	Smiley
Carter, K.	Hopkins	Smith, G.
Carter, R.	Hunter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Chandler	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	
Farrar	Morrell	
Total - 103		

NAYS

Total - 0

ABSENT

Beard	Hutter
Total - 2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Walker moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1260—

BY REPRESENTATIVE M. POWELL
AN ACT

To amend and reenact R.S. 14:38.2(A)(2) and R.S. 17:416(A)(1)(c)(vii)(aa), (bb), and (cc), relative to assault on a school employee; to define the crime of assault on a school employee; to provide for the discipline of public elementary and secondary school pupils found guilty of certain offenses involving assault on a school employee; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Michael Powell moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Odinot
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, M.
Barrow	Greene	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	Ritchie
Beard	Hammett	Robideaux
Bowler	Harris	Romero
Bruce	Heaton	Scalise
Bruneau	Hebert	Schneider
Burns	Hill	Smiley
Burrell	Honey	Smith, G.
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Chandler	Johns	St. Germain
Crane	Katz	Strain
Cravins	Kennard	Thompson
Crowe	Kenney	Toomy
Curtis	Kleckley	Townsend
Damico	LaBruzzo	Trahan
Daniel	LaFleur	Triche
Dartez	LaFonta	Tucker
DeWitt	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	

Total - 101

NAYS

Total - 0

ABSENT

Doerge	Hutter
Hopkins	Powell, T.

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Michael Powell moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1262—

BY REPRESENTATIVES SALTER, BURNS, R. CARTER, CURTIS, DOERGE, DURAND, GRAY, E. GUILLORY, M. GUILLORY, JACKSON, KATZ, LABRUZZO, MCDONALD, JOHN SMITH, STRAIN, WADDELL, AND WINSTON

AN ACT

To amend and reenact R.S. 46:153.3(B)(1), relative to the Louisiana medical assistance program; to provide for reimbursement for prescription drugs; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Salter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Montgomery
Alario	Faucheux	Morrell
Alexander	Frith	Morrish
Ansardi	Gallot	Odinot
Arnold	Geymann	Pierre
Badon	Glover	Pinac
Baldone	Gray	Pitre
Barrow	Greene	Powell, M.
Baudoin	Guillory, E.	Powell, T.
Baylor	Guillory, M.	Quezaire
Beard	Hammett	Richmond
Bowler	Harris	Ritchie
Bruce	Heaton	Robideaux
Bruneau	Hebert	Romero
Burns	Hill	Scalise
Burrell	Honey	Schneider
Carter, K.	Hopkins	Smiley
Carter, R.	Hunter	Smith, G.
Cazayoux	Hutter	Smith, J.D.—50th
Chandler	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Winston
Fannin	McVea	Wooton

Total - 105

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Salter moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1304—

BY REPRESENTATIVE ROBIDEAUX

AN ACT

To enact R.S. 14:102.21, relative to offenses affecting the public sensibility; to create the crime of unauthorized use of the identity of a deceased soldier; to provide for the elements of the crime; to provide for criminal penalties; to provide for definitions; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Robideaux, the bill was returned to the calendar.

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HOUSE BILL NO. 1311—

BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 26:2(12) and 241(12) and to enact R.S. 26:71(A)(6), 71.2, 271(A)(6), and 271.3, relative to permits to engage in the business of dealing in beverages of high or low alcoholic content; to provide for a Retail Class C-Package Store permit; to provide for a fee for the permit; to define "Class C-Package Store"; to define Package House-Class B; and to provide for related matters.

Read by title.

Rep. Crowe sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Crowe to Engrossed House Bill No. 1311 by Representative Townsend

AMENDMENT NO. 1

On page 2, line 17, change "eighteen" to "twenty-one"

Rep. Crowe moved the adoption of the amendments.

Rep. Townsend objected.

By a vote of 33 yeas and 59 nays, the amendments were rejected.

Point of Order

Rep. Winston asked for a ruling from the Chair as to whether House Bill No. 1311 levies a new fee or increases an existing fee, and therefore would require the favorable vote of two-thirds of the elected members to finally pass the House.

Ruling of the Chair

The Chair ruled the bill did levy a new fee or increase an existing fee, and therefore would require the favorable vote of two-thirds of the elected members to finally pass the House.

Rep. Townsend moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Downs	Marchand
Ansardi	Farrar	Martiny
Arnold	Frith	Montgomery
Badon	Gallot	Morrell
Baylor	Glover	Morrish
Bowler	Gray	Odinot
Bruce	Guillory, E.	Pierre
Bruneau	Guillory, M.	Pinac
Burrell	Hammett	Pitre
Carter, K.	Harris	Richmond
Carter, R.	Heaton	Romero
Cazayoux	Hebert	Smith, G.
Chandler	Honey	Smith, J.D.—50th
Cravins	Hopkins	St. Germain
Damico	Jackson	Toomy
Daniel	Jefferson	Townsend
Darte	Johns	Wooton
DeWitt	LaFleur	
Dorsey	Lancaster	

Total - 55

NAYS

Mr. Speaker	Hutter	Smiley
Alexander	Katz	Smith, J.H.—8th
Barrow	Kennard	Smith, J.R.—30th
Baudoin	Kenney	Strain
Beard	Kleckley	Thompson
Crane	LaBruzze	Trahan
Crowe	Lambert	Triche
Doerge	McDonald	Tucker
Dove	McVea	Waddell
Durand	Powell, M.	Walker
Erdey	Powell, T.	Walsworth
Fannin	Ritchie	White
Geymann	Robideaux	Winston
Greene	Scalise	
Hill	Schneider	

Total - 43

ABSENT

Baldone	Faucheux	Quezaire
Burns	Hunter	
Curtis	LaFonta	

Total - 7

Failed to pass.

Motion to reconsider pending.

Speaker Salter in the Chair

HOUSE BILL NO. 1304—

BY REPRESENTATIVE ROBIDEAUX
AN ACT

To enact R.S. 14:102.21, relative to offenses affecting the public sensibility; to create the crime of unauthorized use of the identity of a deceased soldier; to provide for the elements of the crime; to provide for criminal penalties; to provide for definitions; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Robideaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Morrish
Alario	Gallot	Odinot
Alexander	Geymann	Pierre
Ansardi	Glover	Pinac
Arnold	Gray	Pitre
Badon	Greene	Powell, M.
Baldone	Guillory, E.	Powell, T.
Barrow	Guillory, M.	Quezaire
Baudoin	Hammett	Richmond
Baylor	Harris	Ritchie
Beard	Hebert	Robideaux
Bowler	Hill	Romero
Bruce	Honey	Scalise
Burns	Hopkins	Schneider
Burrell	Hunter	Smiley
Carter, R.	Hutter	Smith, G.
Cazayoux	Jackson	Smith, J.D.—50th
Chandler	Jefferson	Smith, J.H.—8th
Cravins	Johns	Smith, J.R.—30th

Crowe	Katz	St. Germain
Curtis	Kennard	Strain
Damico	Kenney	Thompson
Daniel	Kleckley	Toomy
Dartez	LaBruzzo	Townsend
Doerge	LaFleur	Trahan
Dorsey	LaFonta	Triche
Dove	Lambert	Tucker
Downs	Lancaster	Waddell
Durand	Marchand	Walker
Erdey	Martiny	Walsworth
Fannin	McDonald	White
Farrar	McVea	Winston
Fauchoux	Morrell	Wooton
Total - 99		

NAYS

Total - 0

ABSENT

Bruneau	Crane	Heaton
Carter, K.	DeWitt	Montgomery
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Robideaux moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1235—

BY REPRESENTATIVE LABRUZZO
AN ACT

To amend and reenact R.S. 37:1226.2(A)(introductory paragraph) and (2) and (B)(introductory paragraph) and (1), (2), (3), (6), (7), and (8), and (D)(1) and to enact R.S. 37:1226.2(F) and (G), relative to prescription drug returns, exchanges, and redispensing; to allow a penal institution or state hospital for the mentally ill to receive donated medications for redispensing to individuals in its facility; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. LaBruzzo sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LaBruzzo to Engrossed House Bill No. 1235 by Representative LaBruzzo

AMENDMENT NO. 1

On page 1, after "37:1226.2" delete the remainder of the line

AMENDMENT NO. 2

On page 1, delete line 3, and insert "(B)(1) and (2) and to enact"

AMENDMENT NO. 3

On page 1, line 5, after the semicolon ";," delete the remainder of the line and delete line 6 in its entirety

AMENDMENT NO. 4

On page 1, at the beginning of line 7, insert "and to"

AMENDMENT NO. 5

On page 1, line 9, after "Section 1." delete the remainder of the line and delete line 10 in its entirety and insert "R.S. 37:1226.2(B)(1) and (2) are hereby amended and reenacted"

AMENDMENT NO. 6

On page 1, delete lines 14 through 21 in their entirety and delete pages 2 and 3 in their entirety and insert the following:

"* * *

B. Donations of prescription drugs to a charitable pharmacy are subject to the following requirements:

(1) The charitable pharmacy ~~may shall~~ accept ~~only those~~ drugs in their original sealed and tamper-evident packaging; ~~except that including~~ drugs packaged in single-unit doses, ~~including blister packs, may be accepted and~~ These drugs may be dispensed when the outside packaging is opened if the single-unit dose packaging is intact, subject to the provisions of Subsection (B)(2) of this Section.

(2) The pharmacist in charge of the charitable pharmacy shall determine if the drug is not adulterated or misbranded and is safe to dispense. No product where the integrity of the medication cannot be assured shall be ~~accepted for redispensing~~ redispensed by the pharmacist of the charitable pharmacy.

* * *

F. All hospitals, health care facilities, and governmental entities that are enrolled in the Medicaid program shall donate all prescription drugs that meet the criteria in Subsections A and B of this Section to charitable pharmacies or any entity approved by law for such donation.

G. Any unused and unopened prescription drugs from a hospital, health care facility, or governmental entity may be returned to the supplying pharmacy and a deduction of any and all charges for such drugs shall be made to the account of the hospital, health care facility, or governmental entity."

Rep. LaBruzzo moved the adoption of the amendments.

Rep. Elcie Guillory objected.

By a vote of 33 yeas and 66 nays, the amendments were rejected.

Rep. Walker sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Walker to Engrossed House Bill No. 1235 by Representative LaBruzzo

AMENDMENT NO. 1

On page 2, after line 23, insert the following:

"H. (1) Notwithstanding the provisions of Subsection F of this Section, "penal institution pharmacy" shall not include an institutional pharmacy located within a penal institution in an excepted parish as defined in Paragraph (3) of this Subsection.

(2) Notwithstanding the provisions of Subsection G of this Section, "state hospital for the mentally ill pharmacy" shall not include an institutional pharmacy located within a state hospital for the mentally ill in an excepted parish as defined in Paragraph (3) of this Subsection.

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(3) For purposes of this Subsection, "excepted parish" shall mean any parish with a population of not less than 41,000 and not more than 41,700 according to the most recent federal decennial census."

Motion

On motion of Rep. LaBruzzo, the bill was returned to the calendar.

HOUSE BILL NO. 1320—

BY REPRESENTATIVES GLOVER, BAYLOR, BRUCE, AND BURRELL
AN ACT

To enact R.S. 33:2711.24, relative to sales and use tax; to authorize the governing authority of certain municipalities to levy and collect an additional sales and use tax subject to voter approval; to provide for the use of such tax; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Glover, the bill was returned to the calendar.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Glover gave notice of his intention to call House Bill No. 1320 from the calendar for future action.

HOUSE BILL NO. 1321—

BY REPRESENTATIVE DORSEY
AN ACT

To amend and reenact R.S. 40:2116(B)(1) and to enact Part V-A of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2163.1 through 2163.8, relative to adult residential care providers; to provide for purpose and definitions; to provide licensure, rules, regulations, standards, and fees; to provide for license issuance, inspection, and on-site application; to provide for operation without a license and penalties; to provide for community service provider fees and their disposition; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Dorsey moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Odinot
Arnold	Geymann	Pierre
Badon	Glover	Pinac
Baldone	Gray	Pitre
Barrow	Greene	Powell, M.
Baudoin	Guillory, E.	Powell, T.
Baylor	Guillory, M.	Quezaire
Beard	Hammett	Richmond
Bruce	Harris	Ritchie
Bruneau	Heaton	Robideaux
Burns	Hebert	Romero
Burrell	Hill	Scalise
Carter, K.	Honey	Schneider
Carter, R.	Hopkins	Smiley
Cazayoux	Hunter	Smith, G.

Chandler
Crane
Cravins
Crowe
Curtis
Damico
Daniel
Dartez
DeWitt
Doerge
Dorsey
Dove
Downs
Durand
Erdey
Fannin

Total - 99

Hutter
Jackson
Jefferson
Johns
Katz
Kenney
Kleckley
LaBruzzo
LaFonta
Lambert
Lancaster
Marchand
Martiny
McDonald
McVea
Montgomery

Smith, J.D.—50th
Smith, J.H.—8th
Smith, J.R.—30th
St. Germain
Thompson
Toomy
Townsend
Trahan
Triche
Tucker
Waddell
Walker
Walsworth
White
Winston
Wooton

NAYS

Total - 0

ABSENT

Ansardi
Bowler
Total - 6

Gallot
Kennard
LaFleur
Strain

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Dorsey moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1342—

BY REPRESENTATIVES HONEY, BADON, BARROW, DOWNS, GREENE,
AND TRAHAN

AN ACT

To enact R.S. 17:1855.2, to authorize the Board of Supervisors of Southern University and Agricultural and Mechanical College to increase tuition for students attending the university laboratory school; to provide for the amounts of such increase; to provide for effectiveness; and to provide for related matters.

Read by title.

Rep. Honey moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Durand	Marchand
Alario	Fannin	Martiny
Alexander	Farrar	McDonald
Ansardi	Faucheux	McVea
Arnold	Frith	Montgomery
Badon	Gallot	Morrell
Baldone	Glover	Morrish
Barrow	Gray	Odinot
Baudoin	Greene	Pierre
Baylor	Guillory, E.	Pinac
Beard	Guillory, M.	Pitre
Bowler	Hammett	Powell, M.
Bruce	Harris	Powell, T.
Bruneau	Heaton	Quezaire
Carter, K.	Hebert	Richmond
Carter, R.	Hill	Ritchie
Cazayoux	Honey	Robideaux
Chandler	Hopkins	Smith, G.

Crane	Hunter	Smith, J.D.—50th
Cravins	Hutter	Smith, J.H.—8th
Crowe	Jackson	Smith, J.R.—30th
Curtis	Jefferson	Thompson
Damico	Katz	Toomy
Daniel	Kenney	Townsend
Dartez	Kleckley	Trahan
DeWitt	LaBruzzo	Triche
Dorsey	LaFleur	Waddell
Dove	LaFonta	Walker
Downs	Lancaster	Wooton
Total - 87		

NAYS

Erdey	Scalise	Smiley
Geymann	Schneider	Winston
Total - 6		

ABSENT

Burns	Kennard	Strain
Burrell	Lambert	Tucker
Doerge	Romero	Walsworth
Johns	St. Germain	White
Total - 12		

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Honey moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Erdey, and under a suspension of the rules, the above roll call was corrected to reflect him as voting nay.

HOUSE BILL NO. 1372 (Substitute for House Bill No. 78 by Representative Gray)— BY REPRESENTATIVE GRAY

AN ACT

To enact Code of Criminal Procedure Article 644.1, relative to sanity determinations involving juveniles; to provide for procedures for obtaining a sanity hearing when juveniles are transferred to criminal court; to provide with respect to procedures for conducting those proceedings; to provide with respect to the determination of capacity to proceed to trial for juveniles transferred to criminal court; and to provide for related matters.

Read by title.

Rep. Gray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Montgomery
Alario	Faucheux	Morrell
Alexander	Frith	Morrish
Ansardi	Gallot	Odinot
Arnold	Geymann	Pierre
Badon	Glover	Pinac
Baldone	Gray	Pitre
Barrow	Greene	Powell, M.
Baudoin	Guillory, E.	Powell, T.
Baylor	Guillory, M.	Quezaire
Beard	Hammett	Richmond

Bowler	Harris	Ritchie
Bruce	Heaton	Robideaux
Bruneau	Hebert	Romero
Burns	Hill	Scalise
Burrell	Honey	Smiley
Carter, K.	Hopkins	Smith, G.
Carter, R.	Hunter	Smith, J.D.—50th
Cazayoux	Hutter	Smith, J.H.—8th
Chandler	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Cravins	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Winston
Fannin	McVea	Wooton
Total - 102		

NAYS

Total - 0

ABSENT

Doerge	Kennard	Schneider
Total - 3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Gray moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1373 (Substitute for House Bill No. 995 by Representative Gray)— BY REPRESENTATIVE GRAY

AN ACT

To amend and reenact R.S. 15:587.1(A)(1), relative to criminal history background information; to provide with respect to criminal background information for persons applying for a position of supervisory or disciplinary authority over children; to provide that the Louisiana Bureau of Criminal Identification and Information shall provide information regarding all criminal convictions for a period of ten years prior to the request; and to provide for related matters.

Read by title.

Rep. Gray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Montgomery
Alario	Faucheux	Morrell
Alexander	Frith	Morrish
Ansardi	Gallot	Odinot
Arnold	Geymann	Pierre
Badon	Glover	Pinac
Baldone	Gray	Pitre
Barrow	Greene	Powell, M.
Baudoin	Guillory, E.	Powell, T.

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Baylor	Guillory, M.	Quezaire
Beard	Hammett	Richmond
Bowler	Harris	Ritchie
Bruce	Heaton	Robideaux
Bruneau	Hebert	Romero
Burns	Hill	Scalise
Burrell	Honey	Schneider
Carter, K.	Hopkins	Smiley
Carter, R.	Hunter	Smith, G.
Cazayoux	Hutter	Smith, J.D.—50th
Chandler	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFonta	Triche
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	White
Durand	Martiny	Winston
Erdey	McDonald	Wooton
Fannin	McVea	
Total - 101		

NAYS

Total - 0

ABSENT

Doerge	Tucker
LaFleur	Walsworth
Total - 4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Gray moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1374 (Substitute for House Bill No. 1145 by Representative Jack Smith)—
BY REPRESENTATIVES JACK SMITH AND ST. GERMAIN
AN ACT

To limit the applicability of the "trip-ticket" reporting requirements of R.S. 56:306.5 to the sale of crawfish; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Jack Smith, the bill was returned to the calendar.

HOUSE BILL NO. 153—
BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 44:4.1(B)(24) and to enact Part X-A of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1001 through 1014, relative to the Prescription Monitoring Program Act; to provide for a short title; to provide for the purpose and definitions; to provide relative to the establishment of the prescription monitoring program; to provide for the creation of the advisory council; to provide for the reporting of prescription monitoring information; to provide for access to prescription monitoring information; to provide relative to education and treatment; to provide for unlawful acts; to provide for data analysis; to

provide relative to reporting to the legislature; to provide relative to the authority to promulgate rules and regulations; to provide relative to the authority to contract; to provide relative to funding authority; to provide for severability; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. McDonald, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Reengrossed House Bill No. 153 by Representative Johns

AMENDMENT NO. 1

On page 11, line 21, change "Subsection B of this" to "this Subsection"

AMENDMENT NO. 2

On page 11, line 22, delete "Section."

On motion of Rep. McDonald, the amendments were adopted.

Rep. Johns sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Johns to Reengrossed House Bill No. 153 by Representative Johns

AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before "R.S. 44:4.1(B)(24)" insert "R.S. 40:975(G)(1) and"

AMENDMENT NO. 2

On page 1, line 4, after "Act;" and before "to provide" insert "to provide for the denial, revocation, suspension or termination of a license;"

AMENDMENT NO. 3

On page 1, line 15, after "Section 1." and before "Part" insert "R.S. 40:975(G)(1) is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, between lines 16 and 17 insert the following:

"§975. Denial, revocation, suspension, or termination of license

* * *

G.(1) A license pursuant to R.S. 40:974 to manufacture, distribute, or dispense a controlled dangerous substance shall be terminated by the department if the licensee has failed to timely renew the license and submit the applicable fee, including the fee for the prescription monitoring program authorized pursuant to R.S. 40:1013, and thirty days have elapsed since the date of expiration.

* * *

AMENDMENT NO. 5

On page 6, delete lines 1 through 3 in their entirety and insert the following:

"(4) The methodology to be used for analysis and interpretation of prescription monitoring information.

(5) Design and implementation of a program evaluation component.

(6) Identification of potential additional members to the advisory council."

AMENDMENT NO. 6

On page 6, delete lines 9 through 29 in their entirety and on page 7, delete line 1 in its entirety and insert the following:

"(1) Prescriber information.

(2) Patient information.

(3) Prescription information.

(4) Controlled substance or drug information.

(5) Dispenser information."

AMENDMENT NO. 7

On page 7, line 3, after "board" and before the period "." insert the following:

": however, the frequency shall not be more than once per week"

AMENDMENT NO. 8

On page 7, line 16, change "and F" to "F, and G"

AMENDMENT NO. 9

On page 7, line 18, after "information" and before "not" delete "and" and insert in lieu thereof a comma ","

AMENDMENT NO. 10

On page 7, line 19, after "et seq." and before "Prescription" insert ", and not subject to disclosure."

AMENDMENT NO. 11

On page 7, line 25, after "proceedings" and before the period "." insert:

", but only in accordance with federal and state law and the requirements of this Part"

AMENDMENT NO. 12

On page 7, line 29, change "and F" to "F, and G"

AMENDMENT NO. 13

On page 8, delete lines 2 through 6 in their entirety and insert in lieu thereof:

"is reasonable suspicion to believe a breach of professional or occupational standards may have occurred, the board shall notify the appropriate professional licensing agency with jurisdiction over prescribers or dispensers and shall provide prescription monitoring information required for an investigation."

AMENDMENT NO. 14

On page 8, line 9 after "that" and before "be" delete "could" and insert in lieu thereof "identifies or could reasonably"

AMENDMENT NO. 15

On page 8, line 12, at the end of the line insert "at no cost and"

AMENDMENT NO. 16

On page 8, delete lines 19 through 21 in their entirety

AMENDMENT NO. 17

On page 8, line 22, change "(3)" to "(2)"

AMENDMENT NO. 18

On page 8, line 23, change "supervising" to "administrative oversight of"

AMENDMENT NO. 19

On page 8, line 25, change "(4)" to "(3)"

AMENDMENT NO. 20

On page 8, line 27, change "(5)" to "(4)"

AMENDMENT NO. 21

On page 8, after line 28, insert the following:

"F. The board may provide a report containing prescription monitoring information upon application of local, state, and federal law enforcement or prosecutorial officials engaged in the administration, investigation, or enforcement of the laws governing controlled substances or other drugs of concern in compliance with and as limited by the relevant requirements of any of the following:

(1) A court order or court-ordered warrant, or a subpoena or summons issued by a judicial officer.

(2) A grand jury subpoena.

(3) An administrative request, including an administrative subpoena or summons, a civil or an authorized investigative demand, or similar process authorized under law, provided by law enforcement to the board, and further, provided all of the following:

(a) The information sought is relevant and material to a legitimate law enforcement inquiry.

(b) The request is specific and limited in scope to the extent reasonably practicable in light of the purpose for which the information is sought.

(c) De-identified information, or limited information that does not identify or could not reasonably lead to the identification of an individual patient, could not reasonably be used."

AMENDMENT NO. 22

On page 9, line 1, change "F." to "G."

AMENDMENT NO. 23

On page 9, line 4, change "G." to "H."

AMENDMENT NO. 24

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On page 9, delete lines 26 through 28 in their entirety and insert in lieu thereof the following:

"C. The board shall, upon reasonable suspicion, refer potential or alleged impaired prescribers and dispensers to the appropriate professional licensing or certification agency to ensure intervention, treatment, and ongoing monitoring and follow-up."

AMENDMENT NO. 25

On page 11, delete lines 16 through 22 in their entirety and insert in lieu thereof the following:

"B. In the event the legislature provides full funding for the prescription monitoring program, no fees shall be levied as provided in this Section."

C. The board shall have the authority to levy and collect an annual fee from each of the following practitioners in possession of authority to prescribe or dispense controlled dangerous substances: physicians, podiatrists, dentists, optometrists, advanced practice registered nurses, physician assistants, medical psychologists, or any other person subsequently authorized by law to prescribe controlled dangerous substances; provided however, that veterinarians shall not be subject to this fee. The board shall also have the authority to levy and collect an annual fee from each pharmacy licensed by the board. The annual fee levied and collected from each person enumerated in this Subsection and each pharmacy shall not exceed twenty-five dollars."

D. The board shall not be required to fund any aspect of the prescription monitoring program."

On motion of Rep. Johns, the amendments were adopted.

Rep. Johns moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	McVea
Alario	Farrar	Montgomery
Alexander	Faucheux	Morrell
Ansardi	Frith	Morrish
Arnold	Gallot	Odinot
Badon	Geymann	Pierre
Baldone	Glover	Pinac
Barrow	Gray	Pitre
Baudoin	Greene	Powell, M.
Baylor	Guillory, E.	Powell, T.
Beard	Guillory, M.	Quezaire
Bowler	Harris	Richmond
Bruce	Heaton	Ritchie
Bruneau	Hebert	Robideaux
Burns	Hill	Romero
Burrell	Honey	Schneider
Carter, K.	Hopkins	Smiley
Carter, R.	Hunter	Smith, G.
Cazayoux	Hutter	Smith, J.D.—50th
Chandler	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Triche
DeWitt	LaFleur	Waddell
Doerge	LaFonta	Walker

Dorsey	Lambert	Walsworth
Dove	Lancaster	White
Downs	Marchand	Winston
Durand	Martiny	Wooton
Erdey	McDonald	

Total - 101

NAYS

Total - 0

ABSENT

Hammett	Trahan
Scalise	Tucker

Total - 4

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Johns moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 577—

BY REPRESENTATIVE T. POWELL

AN ACT

To amend and reenact R.S. 23:1196(A)(5) and (H) and 1197(C), relative to insurance cost containment; to provide relative to workers' compensation self- insurance funds; to provide for reinsurance; to provide for deficit of fund; to provide for examination of the fund; and to provide for related matters.

Read by title.

Rep. McDonald, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 577 by Representative T. Powell

AMENDMENT NO. 1

On page 1, line 20, following "shall" and before "from" change "only be purchased" to "be purchased only"

On motion of Rep. McDonald, the amendments were adopted.

Rep. Tank Powell moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	McDonald
Alario	Farrar	McVea
Alexander	Faucheux	Montgomery
Ansardi	Frith	Morrell
Arnold	Gallot	Morrish
Badon	Geymann	Pierre
Baldone	Glover	Pinac
Barrow	Gray	Pitre
Baudoin	Greene	Powell, M.
Baylor	Guillory, E.	Powell, T.
Beard	Guillory, M.	Richmond
Bowler	Hammett	Ritchie

Bruce	Harris	Robideaux
Bruneau	Heaton	Romero
Burns	Hebert	Scalise
Burrell	Hill	Schneider
Carter, K.	Honey	Smiley
Cazayoux	Hopkins	Smith, G.
Chandler	Hunter	Smith, J.D.—50th
Crane	Hutter	Smith, J.H.—8th
Cravins	Jackson	Smith, J.R.—30th
Crowe	Jefferson	St. Germain
Curtis	Johns	Strain
Damico	Katz	Thompson
Daniel	Kenney	Toomy
Dartez	Kleckley	Townsend
DeWitt	LaBruzzo	Triche
Doerge	LaFleur	Waddell
Dorsey	LaFonta	Walker
Dove	Lambert	Walsworth
Downs	Lancaster	White
Durand	Marchand	Winston
Erdey	Martiny	
Total - 98		

NAYS

Total - 0

ABSENT

Carter, R.	Quezaire	Wooton
Kennard	Trahan	
Odinet	Tucker	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Tank Powell moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1044—

BY REPRESENTATIVES HARRIS, ARNOLD, GALLOT, JEFFERSON, LANCASTER, MONTGOMERY, PITRE, AND SMILEY
AN ACT

To enact R.S. 18:1495.4(H), relative to campaign finance; to provide for the due date of certain campaign finance reports; to provide for an extension of time for candidates in service in the uniformed services; to provide for notice of such service; and to provide for related matters.

Read by title.

Rep. Harris moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Morrell
Alario	Farrar	Morrish
Alexander	Faucheux	Odinet
Ansardi	Frith	Pierre
Arnold	Gallot	Pinac
Badon	Geymann	Pitre
Baldone	Glover	Powell, M.
Barrow	Gray	Powell, T.
Baudoin	Greene	Quezaire
Baylor	Guillory, E.	Richmond
Beard	Guillory, M.	Ritchie
Bowler	Hammett	Robideaux
Bruce	Harris	Romero

Bruneau	Hebert	Schneider
Burns	Hill	Smiley
Burrell	Honey	Smith, G.
Carter, K.	Hopkins	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Chandler	Jefferson	St. Germain
Crane	Johns	Strain
Cravins	Katz	Thompson
Crowe	Kennard	Toomy
Curtis	Kenney	Townsend
Damico	Kleckley	Trahan
Daniel	LaBruzzo	Triche
Dartez	LaFleur	Tucker
DeWitt	LaFonta	Waddell
Doerge	Lambert	Walker
Dorsey	Lancaster	Walsworth
Dove	Marchand	White
Downs	Martiny	Winston
Durand	McDonald	Wooton
Erdey	Montgomery	
Total - 101		

NAYS

Total - 0

ABSENT

Heaton	McVea
Hunter	Scalise
Total - 4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Harris moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1150—

BY REPRESENTATIVES WADDELL, M. POWELL, AND WALSWORTH
AN ACT

To enact Chapter 20 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1751 and 1752, relative to personal information of law enforcement and court officers; to require data brokers to allow such officers and family members to opt out of their databases; to provide for definitions; to provide for certain notification requirements; to provide for an action for violations; to provide for damages, attorney fees, fines, and costs; and to provide for related matters.

Read by title.

Rep. McDonald, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 1150 by Representative Waddell

AMENDMENT NO. 1

On page 3, line 21, following "the" change "opt out" to "opt-out"

On motion of Rep. McDonald, the amendments were adopted.

Rep. Waddell moved the final passage of the bill, as amended.

ROLL CALL

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The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Montgomery
Alario	Faucheux	Morrell
Alexander	Frith	Morrish
Arnold	Gallot	Odinot
Badon	Geymann	Pierre
Baldone	Glover	Pinac
Barrow	Gray	Pitre
Baudoin	Greene	Powell, M.
Baylor	Guillory, E.	Powell, T.
Beard	Guillory, M.	Quezaire
Bowler	Hammett	Richmond
Bruce	Harris	Ritchie
Bruneau	Heaton	Robideaux
Burns	Hebert	Romero
Burrell	Hill	Scalise
Carter, K.	Honey	Schneider
Carter, R.	Hopkins	Smiley
Cazayoux	Hunter	Smith, G.
Chandler	Hutter	Smith, J.D.—50th
Crane	Jackson	Smith, J.H.—8th
Cravins	Jefferson	Smith, J.R.—30th
Crowe	Johns	St. Germain
Curtis	Katz	Strain
Damico	Kennard	Thompson
Daniel	Kenney	Toomy
Dartez	Kleckley	Townsend
DeWitt	LaBruzzo	Trahan
Doerge	LaFleur	Triche
Dorsey	LaFonta	Tucker
Dove	Lambert	Waddell
Downs	Lancaster	Walker
Durand	Marchand	Walsworth
Erdey	McDonald	White
Fannin	McVea	Winston
Total - 102		

NAYS

Total - 0

ABSENT

Ansardi	Martiny	Wooton
Total - 3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Waddell moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1241—

BY REPRESENTATIVE BALDONE

AN ACT

To enact R.S. 44:4(41), relative to information pertaining to the credit card of a public body; to make confidential information related to a credit card issued to a public body that would enable a third person to use the credit card or access the credit card account; and to provide for related matters.

Read by title.

Rep. Baldone moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Montgomery
Alario	Frith	Morrell
Alexander	Gallot	Morrish
Ansardi	Geymann	Odinot
Arnold	Glover	Pierre
Badon	Gray	Pinac
Baldone	Greene	Pitre
Barrow	Guillory, E.	Powell, M.
Baudoin	Guillory, M.	Powell, T.
Baylor	Hammett	Quezaire
Beard	Harris	Richmond
Bowler	Heaton	Ritchie
Bruce	Hebert	Robideaux
Bruneau	Hill	Romero
Burns	Honey	Scalise
Burrell	Hopkins	Schneider
Carter, K.	Hunter	Smiley
Carter, R.	Hutter	Smith, G.
Cazayoux	Jackson	Smith, J.D.—50th
Crane	Jefferson	Smith, J.H.—8th
Cravins	Johns	Smith, J.R.—30th
Crowe	Katz	St. Germain
Curtis	Kennard	Strain
Damico	Kenney	Thompson
Dartez	Kleckley	Toomy
DeWitt	LaBruzzo	Townsend
Doerge	LaFleur	Trahan
Dorsey	LaFonta	Triche
Dove	Lambert	Waddell
Downs	Lancaster	Walker
Durand	Marchand	Walsworth
Erdey	Martiny	White
Fannin	McDonald	Winston
Farrar	McVea	Wooton
Total - 102		

NAYS

Tucker
Total - 1

ABSENT

Chandler
Daniel
Total - 2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Baldone moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1251—

BY REPRESENTATIVES WADDELL AND MONTGOMERY

AN ACT

To enact R.S. 44:23, relative to exceptions to public records laws for certain personal information of certain law enforcement officers, court officers, and related persons; to provide for certain notifications; to provide for definitions; and to provide for related matters.

Read by title.

Rep. Waddell moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Odinot
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Chandler	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	
Total - 104		

NAYS

Total - 0

ABSENT

Harris
Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Waddell moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1330—

BY REPRESENTATIVE JOHNS

AN ACT

To enact R.S. 23:921(I), relative to noncompete agreements; to provide for an exclusion for automobile salesmen; and to provide for related matters.

Read by title.

Rep. Johns sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Johns to Engrossed House Bill No. 1330 by Representative Johns

AMENDMENT NO. 1

On page 1, line 10, delete "or manufacturing"

AMENDMENT NO. 2

On page 1, line 11, after "automobiles" insert a period "." and delete the remainder of the line

AMENDMENT NO. 3

On page 1, line 12, change "(2)" to "(2)(a)"

AMENDMENT NO. 4

On page 1, after line 15, insert the following:

"(b) For the purposes of this Subsection, "salesman" means any person with a salesman's license issued by the Louisiana Motor Vehicle Commission or the Used Motor Vehicle and Parts Commission, other than a person who owns a proprietary or equity interest in a new or used car dealership in Louisiana."

On motion of Rep. Johns, the amendments were adopted.

Rep. Johns moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Farrar	Montgomery
Alexander	Faucheux	Morrell
Arnold	Frith	Morrish
Badon	Gallot	Odinot
Baldone	Geymann	Pierre
Barrow	Glover	Pinac
Baudoin	Gray	Pitre
Baylor	Greene	Powell, M.
Bowler	Guillory, E.	Powell, T.
Bruce	Guillory, M.	Richmond
Bruneau	Harris	Ritchie
Burns	Heaton	Robideaux
Burrell	Hebert	Romero
Carter, K.	Hill	Scalise
Carter, R.	Hopkins	Smiley
Cazayoux	Hunter	Smith, G.
Chandler	Hutter	Smith, J.D.—50th
Crane	Jackson	Smith, J.H.—8th
Cravins	Jefferson	Smith, J.R.—30th
Crowe	Johns	Strain
Curtis	Katz	Thompson
Damico	Kennard	Toomy
Daniel	Kenney	Townsend
Dartez	Kleckley	Trahan
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Walker
Dove	Lancaster	Walsworth
Downs	Marchand	White
Durand	Martiny	Winston
Erdey	McDonald	Wooton
Fannin	McVea	
Total - 95		

NAYS

Schneider

Total - 1

ABSENT

Mr. Speaker
Ansardi
Beard
Total - 9

Hammett
Honey
LaBruzzo

Quezaire
St. Germain
Waddell

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The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Johns moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1331—

BY REPRESENTATIVE BALDONE
AN ACT

To enact R.S. 44:3(I), relative to criminal history records; to provide relative to public records; to provide for the accessibility of records of criminal convictions through the Louisiana Bureau of Criminal Identification and Information or any law enforcement agency; to provide for a charge to be assessed; to limit liability for any law enforcement agency furnishing such records; and to provide for related matters.

Read by title.

Rep. Baldone moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Odinot
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Bowler	Hammett	Ritchie
Bruce	Harris	Robideaux
Bruneau	Hebert	Romero
Burns	Hill	Scalise
Burrell	Honey	Schneider
Carter, K.	Hopkins	Smiley
Carter, R.	Hunter	Smith, J.D.—50th
Cazayoux	Hutter	Smith, J.H.—8th
Chandler	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Cravins	Johns	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Darte	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	

Total - 101

NAYS

Total - 0

ABSENT

Beard	Katz
Heaton	Smith, G.

Total - 4

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Baldone moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1375 (Substitute for House Bill No. 1115 by Representative Morrell)—

BY REPRESENTATIVES MORRELL, MORRISH, AND TUCKER
AN ACT

To amend and reenact R.S. 22:15(C)(19), 1382(A)(3)(a)(iv), 1401, 1402, 1404, 1404.1, 1404.2, 1405(B)(2)(b), 1407, 1408, 1411, 1416, 1417(B)(introductory paragraph) and (1), 1422, 1430.5(A), 1430.11(D), 1430.14, 1441.7(C), 1441.10, 1441.21(D), and 1459(A) and R.S. 44:4(5)(a); to enact R.S. 22:1402.1, 1402.2, and 1402.3; and to repeal R.S. 22:15(C)(8), (E)(16), (F)(7), and (G)(7), 1401.1, 1405(B)(2)(c), 1406, 1410(B), 1417(B)(2), 1418, and 1450.3 and R.S. 36:686(C)(1), relative to insurance rating; to abolish the Louisiana Insurance Rating Commission and to transfer its powers, duties, and functions and those of the office of property and casualty of the Department of Insurance to the commissioner of insurance; to provide for a file and use system for insurance rating; to provide for definitions; to provide relative to competitive and noncompetitive markets; to provide for rating standards and methods; to provide for the membership of the board of directors of the Property Insurance Association of Louisiana, the governing committee of the Louisiana Automobile Insurance Plan, and the Louisiana Property and Casualty Insurance Commission; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Morrell, the bill was returned to the calendar.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Morrell gave notice of his intention to call House Bill No. 1375 from the calendar for future action.

Motion

Rep. Martiny moved to call from the table the motion to reconsider the vote by which House Bill No. 669 failed to pass.

Rep. DeWitt objected.

By a vote of 73 yeas and 25 nays, the motion to reconsider the vote by which House Bill No. 669 failed to pass was called from the table.

Reconsideration

The following legislative instruments on reconsideration were taken up and acted upon as follows:

HOUSE BILL NO. 669—

BY REPRESENTATIVE M. POWELL
AN ACT

To amend and reenact R.S. 18:1284(C), relative to proposition elections; to provide for the content of the proposition; and to provide for related matters.

Read by title.

On motion of Rep. Martiny, the vote by which the above House Bill failed to pass was reconsidered.

Suspension of the Rules

On motion of Rep. Toomy, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 69—

BY REPRESENTATIVE TOOMY

AN ACT

To enact Chapter 42 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9600 through 9604, relative to the creation of certain judicial administrative districts to fund the offices of the clerks of court; to provide for boundaries of the districts; to provide that the clerk of court is the ex officio chief executive officer and governing authority of the district; to provide that each district is a political subdivision of the state and is authorized to incur debt; to provide for power and authority of the districts; to provide for the establishment of a special fund and expenditures from that fund; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Hebert sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Engrossed House Bill No. 69 by Representative Toomy

AMENDMENT NO. 1

On page 1, line 7, after "debt;" and before "to" insert "to provide for liability;"

AMENDMENT NO. 2

On page 3, between lines 9 and 10, insert the following:

"D. A clerk who incurs such debt is personally liable for debts of his office only for unauthorized expenditures."

On motion of Rep. Hebert, the amendments were withdrawn.

Rep. Toomy moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Montgomery
Alario	Faucheux	Morrell
Alexander	Frith	Odinet
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Bowler	Hammitt	Ritchie
Bruce	Harris	Robideaux
Bruneau	Heaton	Romero
Burns	Hill	Scalise
Burrell	Honey	Schneider

Carter, K.
Carter, R.
Cazayoux
Chandler
Crane
Cravins
Crowe
Curtis
Damico
Daniel
Dartez
DeWitt
Doerge
Dorsey
Dove
Downs
Durand
Erdey
Fannin

Total - 101

Hopkins
Hunter
Hutter
Jackson
Jefferson
Johns
Katz
Kennard
Kenney
Kleckley
LaBruzzo
LaFleur
LaFonta
Lambert
Lancaster
Marchand
Martiny
McDonald
McVea

Smiley
Smith, G.
Smith, J.D.—50th
Smith, J.H.—8th
Smith, J.R.—30th
St. Germain
Strain
Thompson
Toomy
Townsend
Trahan
Triche
Tucker
Waddell
Walker
White
Winston
Wooton

NAYS

Hebert

Total - 1

ABSENT

Beard

Total - 3

Morrish

Walsworth

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Toomy moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Faucheux, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 782—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To enact R.S. 33:1448(S), relative to the premium costs of group hospital and health insurance for retired sheriffs and retired deputy sheriffs throughout the state and certain employees of other entities; to provide restrictions on eligibility to receive the benefit of having the premium cost of group insurance; to require a retiree or prospective retiree to retire directly from the sheriff's office or other designated entities in order to be eligible for the benefit; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Faucheux sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Faucheux to Engrossed House Bill No. 782 by Representative Faucheux

AMENDMENT NO. 1

In Amendment No. 6 of the House Floor Amendments adopted by the House of Representatives on April 4, 2006, on page 1, delete lines 15 through 25, and insert in lieu thereof the following:

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"S. Effective August 15, 2006, in order for any sheriff, deputy sheriff, or other employee to be eligible to qualify for payment by the sheriff, Sheriffs' Pension and Relief Fund, or the Louisiana Sheriffs' Association of premium costs of health benefits upon retirement, each shall have completed the years of service required and have retired directly from either the sheriff's office, the Sheriffs' Pension and Relief Fund or the Louisiana Sheriffs' Association."

On motion of Rep. Faucheux, the amendments were adopted.

Rep. Faucheux moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrell
Alario	Frith	Morrish
Alexander	Gallot	Odinot
Ansardi	Geymann	Pierre
Arnold	Glover	Pinac
Badon	Gray	Pitre
Baldone	Greene	Powell, M.
Barrow	Guillory, E.	Powell, T.
Baudoin	Guillory, M.	Quezaire
Baylor	Hammitt	Richmond
Beard	Harris	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Chandler	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Triche
DeWitt	LaFleur	Tucker
Doerge	LaFonta	Waddell
Dorsey	Lambert	Walker
Dove	Lancaster	Walsworth
Downs	Marchand	White
Durand	Martiny	Winston
Erdey	McDonald	Wooton
Fannin	McVea	
Farrar	Montgomery	
Total - 103		

NAYS

Total - 0

ABSENT

Damico Trahan
Total - 2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Faucheux moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Lambert, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 727—

BY REPRESENTATIVES LAMBERT, ALEXANDER, BOWLER, JOHNS, ROBIDEAUX, AND WALKER

A JOINT RESOLUTION

Proposing to amend Article III, Sections 2(A)(4)(b)(introductory paragraph), 15(A), and 16(C) and Article VII, Section 11(B) of the Constitution of Louisiana, relative to appropriation bills; to provide for a separate appropriation bill for the governor, the lieutenant governor, and each department of state government and a combined bill for appropriations to entities which are not departments of state government; to provide for an effective date; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Alario sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Reengrossed House Bill No. 727 by Representative Lambert

AMENDMENT NO. 1

On page 3, line 21, after "2006" delete the period "." and insert in lieu thereof "and if ratified, shall take effect July 1, 2008."

Rep. Alario moved the adoption of the amendments.

Rep. Lambert objected.

By a vote of 69 yeas and 25 nays, the amendments were adopted.

Rep. Jack Smith moved the bill be recommitted to the Committee on Appropriations.

Rep. Lambert objected.

By a vote of 47 yeas and 55 nays, the House refused to recommit the bill to the Committee on Appropriations.

Rep. Lambert moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Alexander	Johns	Scalise
Beard	Katz	Schneider
Bowler	Kleckley	Smiley
Bruneau	LaBruzzo	St. Germain
Chandler	Lambert	Strain
Crowe	Lancaster	Trahan
Daniel	Martiny	Triche
Dove	McVea	Tucker
Downs	Morrish	Waddell
Erdey	Pierre	Walker
Fannin	Pitre	Walsworth
Frith	Powell, M.	White
Geymann	Powell, T.	Winston
Greene	Quezaire	
Hebert	Robideaux	
Total - 43		

NAYS

Mr. Speaker	Doerge	Kennard
Alario	Dorsey	Kenney
Ansardi	Durand	LaFleur
Arnold	Farrar	Marchand
Badon	Faucheux	McDonald
Baldone	Gallot	Montgomery
Barrow	Glover	Odinot
Baudoin	Gray	Pinac
Baylor	Guillory, E.	Richmond
Bruce	Guillory, M.	Ritchie
Burrell	Hammett	Smith, G.
Carter, K.	Harris	Smith, J.D.-50th
Carter, R.	Heaton	Smith, J.H.-8th
Cazayoux	Hill	Smith, J.R.-30th
Crane	Honey	Toomy
Cravins	Hopkins	Townsend
Curtis	Hutter	Wooton
Damico	Jackson	
DeWitt	Jefferson	
Total - 55		

ABSENT

Burns	LaFonta	Thompson
Dartez	Morrell	
Hunter	Romero	
Total - 7		

The Chair declared the above bill, not having received a two-thirds vote of the elected members, failed to pass.

Rep. Alario moved to reconsider the vote by which the above bill failed to pass, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Lambert, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 954—

BY REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact R.S. 32:408(B)(2)(d), relative to issuance of drivers' licenses; to provide relative to Class "D" Chauffeur's Licenses; to add certain types of vehicles to the list of vehicles authorized to be operated with a Class "D" Chauffeur's License; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Lambert moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	McVea
Alario	Faucheux	Montgomery
Alexander	Frith	Morrell
Ansardi	Gallot	Morrish
Arnold	Geymann	Odinot
Badon	Gray	Pierre
Baldone	Greene	Pinac
Barrow	Guillory, E.	Pitre
Baudoin	Guillory, M.	Powell, M.
Baylor	Hammett	Quezaire

Bowler	Harris	Richmond
Bruce	Heaton	Robideaux
Bruneau	Hebert	Romero
Burns	Hill	Scalise
Burrell	Honey	Schneider
Carter, K.	Hunter	Smiley
Carter, R.	Hutter	Smith, G.
Cazayoux	Jackson	Smith, J.D.-50th
Chandler	Jefferson	Smith, J.R.-30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Walker
Dove	Lancaster	Walsworth
Durand	Marchand	White
Erdey	Martiny	Winston
Fannin	McDonald	Wooton
Total - 96		

NAYS

Total - 0

ABSENT

Beard	Glover	Ritchie
Crowe	Hopkins	Smith, J.H.-8th
Downs	Powell, T.	Waddell
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Lambert moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Karen Carter, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 158—

BY REPRESENTATIVE K. CARTER
AN ACT

To repeal R.S. 22:1137(A)(10) and 1139(C)(8) and Part VII of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:1751 through 1770, relative to regulation of automobile service clubs by the commissioner of insurance.

Called from the calendar.

Read by title.

Rep. Karen Carter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Odinot
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac

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Badon	Glover	Pitre
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Harris	Robideaux
Bruce	Heaton	Romero
Bruneau	Hebert	Scalise
Burns	Hill	Schneider
Burrell	Honey	Smiley
Carter, K.	Hunter	Smith, G.
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.R.—30th
Chandler	Jefferson	St. Germain
Crane	Johns	Strain
Cravins	Katz	Thompson
Crowe	Kennard	Toomy
Curtis	Kenney	Townsend
Damico	Kleckley	Trahan
Daniel	LaBruzzo	Triche
Dartez	LaFleur	Tucker
DeWitt	LaFonta	Waddell
Doerge	Lambert	Walker
Dorsey	Lancaster	Walsworth
Dove	Marchand	White
Downs	Martiny	Winston
Durand	McDonald	Wooton
Erdey	McVea	
Fannin	Montgomery	
Total - 103		

NAYS

Total - 0

ABSENT

Hopkins	Smith, J.H.—8th
Total - 2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Karen Carter moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Karen Carter, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 248—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:32(5) and (9), relative to domestic incorporated insurers; to provide for the requirements of articles of incorporation of such insurers; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Karen Carter sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative K. Carter to Engrossed House Bill No. 248 by Representative K. Carter

AMENDMENT NO. 1

On page 1, line 16, after "and" and before "address" delete "resident" and insert "post office"

On motion of Rep. Karen Carter, the amendments were adopted.

Rep. Karen Carter moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Montgomery
Alario	Faucheux	Morrell
Alexander	Frith	Morrish
Ansardi	Gallot	Odinet
Arnold	Geymann	Pierre
Badon	Glover	Pinac
Baldone	Gray	Pitre
Barrow	Greene	Powell, M.
Baudoin	Guillory, E.	Powell, T.
Baylor	Guillory, M.	Quezaire
Beard	Hammett	Richmond
Bowler	Harris	Ritchie
Bruce	Heaton	Robideaux
Bruneau	Hebert	Romero
Burns	Hill	Scalise
Burrell	Honey	Schneider
Carter, K.	Hopkins	Smiley
Carter, R.	Hunter	Smith, G.
Cazayoux	Hutter	Smith, J.D.—50th
Chandler	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	Winston
Erdey	McDonald	Wooton
Fannin	McVea	
Total - 104		

NAYS

Total - 0

ABSENT

White
Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Karen Carter moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Karen Carter, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 252—

BY REPRESENTATIVE K. CARTER

AN ACT

To amend and reenact R.S. 22:2003(B)(5) and (9), relative to health maintenance organizations; to provide for the requirements of articles of incorporation of health maintenance organizations; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Karen Carter sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative K. Carter to Engrossed House Bill No. 252 by Representative K. Carter

AMENDMENT NO. 1

On page 1, line 17, after "and" and before "address" delete "resident" and insert "post office"

On motion of Rep. Karen Carter, the amendments were adopted.

Rep. Karen Carter moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Montgomery
Alario	Faucheux	Morrell
Alexander	Frith	Morrish
Ansardi	Gallot	Odinot
Arnold	Geymann	Pierre
Badon	Glover	Pinac
Baldone	Gray	Pitre
Barrow	Greene	Powell, M.
Baudoin	Guillory, E.	Powell, T.
Baylor	Guillory, M.	Quezaire
Beard	Hammett	Richmond
Bowler	Harris	Ritchie
Bruce	Heaton	Robideaux
Bruneau	Hebert	Romero
Burns	Hill	Scalise
Burrell	Honey	Schneider
Carter, K.	Hopkins	Smiley
Carter, R.	Hunter	Smith, G.
Cazayoux	Hutter	Smith, J.D.—50th
Chandler	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	LaFonta	Waddell
Dorsey	Lambert	Walker
Dove	Lancaster	Walsworth
Downs	Marchand	White

Durand
Erdey
Fannin
Total - 104

Martiny
McDonald
McVea

Winston
Wooton

NAYS

Total - 0

ABSENT

Tucker
Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Karen Carter moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Karen Carter, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 441—

BY REPRESENTATIVE K. CARTER

AN ACT

To amend and reenact R.S. 22:1459, relative to insurers; to eliminate the annual reporting of rates of and compensation paid by stock fire insurers to the Insurance Rating Commission; to change references to agents to references to producers; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Karen Carter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Odinot
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Gray	Pitre
Baldone	Greene	Powell, M.
Barrow	Guillory, E.	Powell, T.
Baudoin	Guillory, M.	Quezaire
Baylor	Hammett	Richmond
Beard	Harris	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Chandler	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennedy	Thompson
Curtis	Kleckley	Toomy
Damico	LaBruzzo	Townsend

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Daniel	LaFleur	Trahan
Dartez	LaFonta	Triche
DeWitt	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Durand	McDonald	White
Erdey	McVea	Winston
Fannin	Montgomery	Wooton
Total - 102		

NAYS

Total - 0

ABSENT

Downs	Glover	Kennard
Total - 3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Karen Carter moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Karen Carter, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 592—

BY REPRESENTATIVE K. CARTER

AN ACT

To amend and reenact R.S. 22:1214(14)(b) and to enact R.S. 22:1214(14)(p), relative to unfair trade practices in the business of insurance; to provide for unfair claims settlement practices; to provide for time periods within which insurers must take action in certain circumstances; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Karen Carter sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative K. Carter to Engrossed House Bill No. 592 by Representative K. Carter

AMENDMENT NO. 1

On page 2, line 4, delete "insurers" and insert "insurance issuers"

AMENDMENT NO. 2

On page 2, line 5, after "health" delete "insurers" and insert "insurance issuers"

On motion of Rep. Karen Carter, the amendments were adopted.

Rep. Karen Carter moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrish
Alario	Faucheux	Odinot
Alexander	Frith	Pierre
Ansardi	Gallot	Pinac
Arnold	Geymann	Pitre
Badon	Gray	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Beard	Harris	Robideaux
Bowler	Heaton	Romero
Bruce	Hebert	Scalise
Bruneau	Hill	Schneider
Burns	Honey	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Chandler	Johns	St. Germain
Crane	Katz	Strain
Cravins	Kennard	Thompson
Crowe	Kenney	Toomy
Curtis	Kleckley	Townsend
Damico	LaBruzzo	Trahan
Daniel	LaFleur	Triche
Dartez	LaFonta	Tucker
DeWitt	Lambert	Waddell
Doerge	Marchand	Walker
Dorsey	Martiny	Walsworth
Dove	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	

Total - 101

NAYS

Total - 0

ABSENT

Downs	Hopkins
Glover	Lancaster
Total - 4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Karen Carter moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Johns, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 412—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 40:1299.41(A)(3), (8), and (9), relative to medical malpractice; to revise the definitions of "patient", "malpractice", and "health care"; to provide for the inclusion of blood donors; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Johns moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrell
Alario	Frith	Morrish
Alexander	Gallot	Odinet
Arnold	Geymann	Pierre
Badon	Glover	Pinac
Baldone	Gray	Pitre
Barrow	Greene	Powell, M.
Baudoin	Guillory, E.	Powell, T.
Baylor	Guillory, M.	Quezaire
Beard	Hammett	Richmond
Bowler	Harris	Ritchie
Bruneau	Heaton	Robideaux
Burns	Hebert	Romero
Burrell	Hill	Scalise
Carter, K.	Honey	Schneider
Carter, R.	Hopkins	Smiley
Cazayoux	Hunter	Smith, G.
Chandler	Hutter	Smith, J.D.—50th
Crane	Jackson	Smith, J.H.—8th
Cravins	Jefferson	Smith, J.R.—30th
Crowe	Johns	St. Germain
Curtis	Katz	Strain
Damico	Kenney	Thompson
Daniel	Kleckley	Toomy
Darte	LaBruzzo	Townsend
DeWitt	LaFleur	Trahan
Doerge	LaFonta	Triche
Dorsey	Lambert	Tucker
Dove	Lancaster	Waddell
Downs	Marchand	Walker
Durand	Martiny	Walsworth
Erdey	McDonald	White
Fannin	McVea	Winston
Farrar	Montgomery	
Total - 101		

NAYS

Total - 0

ABSENT

Ansardi	Kennard
Bruce	Wooton
Total - 4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Johns moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Dove, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 1185—

BY REPRESENTATIVES DOVE, BURRELL, CROWE, FRITH, GEYMAN, T. POWELL, RITCHIE, GARY SMITH, TRAHAN, AND WHITE

AN ACT

To enact R.S. 40:1730.23(D), relative to local enforcement of building codes; to provide for plans stamped by an architect or engineer; to provide for an effective period; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Dove moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	McVea
Alario	Faucheux	Montgomery
Alexander	Frith	Morrell
Ansardi	Gallot	Odinet
Arnold	Geymann	Pierre
Badon	Glover	Pinac
Baldone	Gray	Pitre
Barrow	Greene	Powell, M.
Baudoin	Guillory, E.	Powell, T.
Baylor	Guillory, M.	Quezaire
Bowler	Hammett	Richmond
Bruce	Harris	Ritchie
Bruneau	Heaton	Robideaux
Burns	Hebert	Romero
Burrell	Hill	Scalise
Carter, K.	Honey	Schneider
Carter, R.	Hopkins	Smiley
Cazayoux	Hunter	Smith, G.
Chandler	Hutter	Smith, J.D.—50th
Crane	Jackson	Smith, J.H.—8th
Cravins	Jefferson	Smith, J.R.—30th
Crowe	Johns	St. Germain
Curtis	Katz	Strain
Damico	Kennard	Thompson
Daniel	Kenney	Toomy
Darte	Kleckley	Townsend
DeWitt	LaBruzzo	Trahan
Doerge	LaFleur	Triche
Dorsey	LaFonta	Tucker
Dove	Lambert	Waddell
Downs	Lancaster	Walsworth
Durand	Marchand	White
Erdey	Martiny	Winston
Fannin	McDonald	
Total - 101		

NAYS

Beard
Total - 1

ABSENT

Morrish	Walker	Wooton
Total - 3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Dove moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Michael Powell gave notice of his intention to call House Bill No. 669 from the calendar for future action.

Suspension of the Rules

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On motion of Rep. Dove, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 1298— BY REPRESENTATIVES DOVE AND WHITE AN ACT

To amend and reenact R.S. 40:1730.23(C), relative to enforcement of building codes by third-party providers who contract with a parish or municipality; to provide for limitation of liability; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Dove moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrell
Alario	Frith	Odinot
Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Glover	Pitre
Badon	Gray	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Bowler	Harris	Robideaux
Bruce	Heaton	Romero
Bruneau	Hebert	Scalise
Burns	Hill	Schneider
Burrell	Honey	Smiley
Carter, K.	Hopkins	Smith, G.
Carter, R.	Hunter	Smith, J.D.—50th
Cazayoux	Hutter	Smith, J.H.—8th
Chandler	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Cravins	Johns	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Winston
Fannin	McVea	Wooton
Farrar	Montgomery	
Total - 101		

NAYS

Total - 0

ABSENT

Beard	Katz
Downs	Morrish
Total - 4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Dove moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Karen Carter, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 585— BY REPRESENTATIVE K. CARTER AN ACT

To amend and reenact R.S. 22:250.2(E)(2)(a)(iv), (b)(ii), and (c)(iii), relative to health insurance; to provide with respect to group health insurance coverage of a dependent child previously enrolled in Medicaid; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Karen Carter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Montgomery
Alario	Faucheux	Morrell
Alexander	Frith	Morrish
Ansardi	Gallot	Odinot
Arnold	Geymann	Pierre
Badon	Glover	Pinac
Baldone	Gray	Pitre
Barrow	Greene	Powell, M.
Baudoin	Guillory, E.	Powell, T.
Baylor	Guillory, M.	Quezaire
Beard	Hammett	Richmond
Bowler	Harris	Ritchie
Bruce	Heaton	Robideaux
Bruneau	Hebert	Romero
Burns	Hill	Scalise
Burrell	Honey	Schneider
Carter, K.	Hopkins	Smiley
Carter, R.	Hunter	Smith, G.
Cazayoux	Hutter	Smith, J.D.—50th
Chandler	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Crowe	Kennard	Strain
Curtis	Kenney	Thompson
Damico	Kleckley	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	LaFonta	Triche
Doerge	Lambert	Tucker
Dorsey	Lancaster	Waddell
Dove	Marchand	Walker
Downs	Martiny	Walsworth
Erdey	McDonald	White
Fannin	McVea	Winston
Total - 102		

NAYS

Total - 0

ABSENT

Durand	Katz	Wooton
Total - 3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Karen Carter moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Karen Carter, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 792—

BY REPRESENTATIVE K. CARTER

AN ACT

To amend and reenact R.S. 22:213.3, 221(B), 2027(C), and 2059, relative to health and accident insurance policies and health maintenance organization contracts; to provide for a thirty-day grace period prior to cancellation for failure to pay premiums or prepaid charges; to provide for a fifteen-day notice to policyholders, subscribers, or enrollees prior to expiration of the grace period; to provide for applicability; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Karen Carter sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative K. Carter to Engrossed House Bill No. 792 by Representative K. Carter

AMENDMENT NO. 1

On page 2, line 28, after "C." insert the following:

"(1) The notice provisions of Subsections A and B of this Section shall not apply to cancellations due to nonpayment on a timely basis of the prepaid charges."

AMENDMENT NO. 2

On page 3, at the beginning of line 1, change "(1)" to "(2)"

AMENDMENT NO. 3

On page 3, at the beginning of line 6, change "(2)" to "(3)"

On motion of Rep. Karen Carter, the amendments were adopted.

Rep. Karen Carter moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Montgomery
Alario	Faucheux	Morrell
Alexander	Frith	Morrish
Ansardi	Gallot	Odinot
Arnold	Geymann	Pierre
Badon	Glover	Pinac
Baldone	Gray	Pitre

Barrow
Baudoin
Baylor
Beard
Bowler
Bruce
Bruneau
Burns
Burrell
Carter, K.
Carter, R.
Cazayoux
Chandler
Crane
Cravins
Crowe
Curtis
Damico
Daniel
Dartez
DeWitt
Dorsey
Dove
Downs
Durand
Erdey
Fannin
Total - 102

Greene
Guillory, E.
Hammett
Harris
Heaton
Hebert
Hill
Honey
Hopkins
Hunter
Hutter
Jackson
Jefferson
Johns
Katz
Kennard
Kenney
Kleckley
LaBruzzo
LaFleur
LaFonta
Lambert
Lancaster
Marchand
Martiny
McDonald
McVea

Powell, M.
Powell, T.
Quezaire
Richmond
Ritchie
Robideaux
Romero
Scalise
Schneider
Smiley
Smith, G.
Smith, J.D.—50th
Smith, J.H.—8th
Smith, J.R.—30th
St. Germain
Strain
Thompson
Toomy
Townsend
Trahan
Triche
Waddell
Walker
Walsworth
White
Winston
Wooton

NAYS

Total - 0

ABSENT

Doerge
Total - 3

Guillory, M.

Tucker

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Karen Carter moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Crowe, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 1173—

BY REPRESENTATIVE CROWE

AN ACT

To amend and reenact R.S. 48:279(A), relative to highway construction by the Department of Transportation and Development; to provide relative to the hours when construction may be done on certain highways; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Crowe moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrell
Alario	Frith	Morrish

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Alexander	Gallot	Odinot
Ansardi	Geymann	Pierre
Arnold	Glover	Pinac
Badon	Gray	Pitre
Baldone	Greene	Powell, M.
Barrow	Guillory, E.	Powell, T.
Baudoin	Guillory, M.	Quezaire
Baylor	Hammett	Richmond
Beard	Harris	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Chandler	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Tucker
Doerge	LaFonta	Waddell
Dorsey	Lambert	Walker
Dove	Lancaster	Walsworth
Downs	Marchand	White
Durand	Martiny	Winston
Erdey	McDonald	Wooton
Fannin	McVea	
Farrar	Montgomery	

Total - 103

NAYS

Total - 0

ABSENT

DeWitt Triche

Total - 2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Crowe moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Quezaire, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 1294—

BY REPRESENTATIVES QUEZAIRE, BEARD, AND DANIEL
AN ACT

To amend and reenact R.S. 48:2073 and to enact R.S. 48:2072(C) and (D) and 2084 through 2084.15, relative to the Louisiana Transportation Authority; to provide relative to legislative findings; to authorize the Louisiana Transportation Authority to enter into public-private partnership agreements for the construction of certain transportation facility projects; to provide relative to definitions; to authorize the submission of transportation facility proposals by certain entities; to require the submission of certain proposals to the House and Senate Transportation, Highways and Public Works Committees; to provide for the requirements of transportation facility proposals; to provide relative to the adoption of certain guidelines; to provide relative to the powers and duties of private entities; to

provide relative to the requirements of a comprehensive agreement; to authorize certain funding sources; to provide relative to material defaults under certain circumstances and remedies for such defaults; to provide authority for the acquisition of certain property; to provide relative to police powers; to provide relative to utility crossings; to provide for procurement guidelines and requirements; to provide relative to multimodal transportation facilities; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Quezaire sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Quezaire to Engrossed House Bill No. 1294 by Representative Quezaire

AMENDMENT NO. 1

On page 2, line 19, change "chapter" to "Chapter"

AMENDMENT NO. 2

On page 6, line 23, after "Chapter" change "must" to "shall"

AMENDMENT NO. 3

On page 10, line 20, after "consideration" and before "determined" insert "as"

AMENDMENT NO. 4

On page 13, line 22, after "conditions and" delete "which will" and insert "shall"

AMENDMENT NO. 5

On page 17, line 20, change "2084.7" to "2084.8"

AMENDMENT NO. 6

On page 20, line 21, after "Chapter is" insert "to be"

On motion of Rep. Quezaire, the amendments were adopted.

Rep. Quezaire sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Quezaire to Engrossed House Bill No. 1294 by Representative Quezaire

AMENDMENT NO. 1

On page 6, line 12, after "port facility," delete "vehicle parking facility,"

AMENDMENT NO. 2

On page 7, line 5, after "approval," insert the following:

"The authority shall advertise any unsolicited proposal submitted by a private entity for the purposes of receiving competitive proposals for the same proposed qualifying transportation facility. Competitors shall have ninety days from the date of advertisement to submit competitive proposals to the authority."

AMENDMENT NO. 3

On page 8, line 9, after "C." delete "The" and insert "In the case of solicited proposals, the"

AMENDMENT NO. 4

On page 8, line 15, change "may" to "shall"

On motion of Rep. Quezaire, the amendments were adopted.

Rep. Daniel sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Engrossed House Bill No. 1294 by Representative Quezaire

AMENDMENT NO. 1

On page 19, line 16, after "residents," insert "the party submitting the original proposal for the qualifying transportation facility,"

On motion of Rep. Daniel, the amendments were adopted.

Rep. Tucker sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Engrossed House Bill No. 1294 by Representative Quezaire

AMENDMENT NO. 1

On page 6, at the end of line 15, insert "A transportation facility under the provisions of this Chapter shall be limited to projects on the statewide transportation plan."

AMENDMENT NO. 2

On page 6, at the end of line 26, before the period "." insert "for approval"

Rep. Tucker moved the adoption of the amendments.

Rep. Beard objected.

By a vote of 25 yeas and 66 nays, the amendments were rejected.

Rep. Quezaire moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrell
Alario	Frith	Morrish
Alexander	Gallot	Odinet
Ansardi	Geymann	Pierre
Arnold	Glover	Pinac
Badon	Gray	Pitre
Baldone	Greene	Powell, M.
Barrow	Guillory, E.	Powell, T.
Baudoin	Guillory, M.	Quezaire
Baylor	Hammett	Richmond
Beard	Harris	Ritchie
Bruce	Hebert	Robideaux

Bruneau	Hill	Romero
Burrell	Honey	Scalise
Carter, K.	Hopkins	Schneider
Carter, R.	Hunter	Smiley
Cazayoux	Hutter	Smith, G.
Chandler	Jackson	Smith, J.D.—50th
Crane	Jefferson	Smith, J.H.—8th
Cravins	Johns	Smith, J.R.—30th
Crowe	Katz	St. Germain
Curtis	Kennard	Strain
Damico	Kenney	Thompson
Daniel	Kleckley	Toomy
Dartez	LaBruzzo	Townsend
DeWitt	LaFleur	Trahan
Dorsey	LaFonta	Triche
Dove	Lambert	Waddell
Downs	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Winston
Fannin	McVea	Wooton
Farrar	Montgomery	

Total - 98

NAYS

Bowler	Doerge	Tucker
Total - 3		

ABSENT

Burns	Lancaster
Heaton	Walker
Total - 4	

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Quezaire moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Schneider, and under a suspension of the rules, the above roll call was corrected to reflect him as voting yea.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Ansardi gave notice of his intention to call House Bill No. 30 from the calendar for future action.

Suspension of the Rules

On motion of Rep. Quezaire, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 1306—

BY REPRESENTATIVE QUEZAIRE AND SENATOR ELLINGTON
AN ACT

To amend and reenact R.S. 48:250.3, relative to design-build contracts let by the Department of Transportation and Development; to provide relative to qualifications of competing firms; to provide relative to procedures for evaluation and selection of a design-builder; to provide relative to the compensation of competing firms for their proposals; to provide relative to hearings on final decisions; and to provide for related matters.

Called from the calendar.

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Read by title.

Rep. Quezaire moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinet
Alexander	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Harris	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Chandler	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	
Farrar	Morrell	
Total - 103		

NAYS

Total - 0

ABSENT

Ansardi	Heaton
Total - 2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Quezaire moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Cazayoux, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 733—

BY REPRESENTATIVE CAZAYOUX

AN ACT

To amend and reenact Children's Code Article 615(E)(1) and to enact Children's Code Articles 615(E)(4), 615.1, and 616.2, relative to a child in need of care; to provide for child abuse reporting and investigating; to provide a procedure for reporting to the district attorney; to provide for review by the district attorney; to create a central registry for reports of child sexual abuse; to authorize access to the registry; to provide for confidentiality; to require preservation of certain reports; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Cazayoux sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cazayoux to Engrossed House Bill No. 733 by Representative Cazayoux

AMENDMENT NO. 1

On page 2, line 7, after "seq." and before "admissible" delete "They shall be" and insert "If a court determines that the files, records, and information are"

AMENDMENT NO. 2

On page 2, line 8, after "children" and before "placed" delete "but" and insert "those files, records, and information shall be"

AMENDMENT NO. 3

On page 3, line 15, after "sexual" and before "abuse" delete "and physical"

On motion of Rep. Cazayoux, the amendments were adopted.

Rep. Cazayoux moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Odinet
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Harris	Richmond
Beard	Heaton	Ritchie
Bowler	Hebert	Robideaux
Bruce	Hill	Romero
Bruneau	Honey	Scalise
Burns	Hopkins	Schneider
Burrell	Hunter	Smiley
Carter, K.	Hutter	Smith, G.
Carter, R.	Jackson	Smith, J.D.—50th
Cazayoux	Jefferson	Smith, J.H.—8th
Chandler	Johns	Smith, J.R.—30th
Crane	Katz	Strain

Cravins	Kennard	Thompson
Crowe	Kenney	Toomy
Curtis	Kleckley	Townsend
Damico	LaBruzzo	Trahan
Daniel	LaFleur	Triche
Dartez	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	
Fannin	Montgomery	
Total - 100		

NAYS

Total - 0

ABSENT

DeWitt	Hammett	Wooton
Guillory, M.	St. Germain	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Cazayoux moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Petitions, Memorials and Communications

The following petitions, memorials, and communications were received and read:

Message from the Senate

DISAGREEMENT TO SENATE BILL

May 10, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 507 by Sen. Heitmeier, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

APPOINTMENT OF CONFERENCE COMMITTEE

May 10, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 507: Senators Mount, Heitmeier, and Adley.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 507: Reps. Alario, DeWitt, and Montgomery.

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 10, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 70
Returned without amendments

House Concurrent Resolution No. 170
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

May 10, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 63, 183, 318, 453, 490, 539, 601, 623, 656, and 659

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Senate Bills and Joint Resolutions on First Reading

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

SENATE BILL NO. 63— BY SENATOR B. GAUTREAUX AN ACT

To amend and reenact R.S. 11:2257(F)(2)(b)(introductory paragraph) and to enact R.S. 11:2257(F)(2)(d), relative to the Firefighters' Retirement System; to provide with respect to the Deferred Retirement Option Plan; to provide for payment of interest on plan accounts; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 183—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:204(B) and 1147(B)(3) and (C), relative to the Louisiana School Employees' Retirement System; to provide with respect to disability benefits; to provide for eligibility and calculation of such benefits for persons who become members of the system on or after July 1, 2006; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 318—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:2258(B)(2)(d), relative to the Firefighters' Retirement System; to provide with respect to disability; to reauthorize conversion of regular retirement to disability retirement; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 453—

BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 30:10(A)(2)(b)(i) and (e), relative to agreements for drilling units; to provide relative to pooling interests; to provide relative to risk charges; to provide certain terms, conditions, requirements, and effects; and to provide for related matters.

Read by title.

SENATE BILL NO. 490—

BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 33:2337(D), relative to municipalities and parishes; to provide for mutual aid between local law enforcement agencies responding to a disaster; and to provide for related matters.

Read by title.

SENATE BILL NO. 539—

BY SENATOR ULLO

AN ACT

To enact R.S. 17:84.2, relative to school board business managers or chief financial officers; to require the State Board of Elementary and Secondary Education to promulgate rules establishing qualifications for financial officers employed by school boards; to provide for a period in which business managers or chief financial officers may acquire certain qualifications; to authorize school systems to share certain officers and employees; and to provide for related matters.

Read by title.

SENATE BILL NO. 601—

BY SENATOR N. GAUTREAUX

AN ACT

To enact Chapter 5-O of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.121 through 380.126, and R.S. 36:744(Z) and 801.19, relative to museums; to establish the Louisiana Military Hall of Fame and Museum in the Department of State; to provide for location of the facility; to provide for a governing board, membership, appointment, and compensation; to provide for duties and powers of the board; to provide for operating funds and appropriations by the legislature; to provide for donations, loans, disposition of property, and use of collections; to provide relative to the authority of the secretary of state with respect to the museum;

to provide relative to personnel and budgets of the museum; and to provide for related matters.

Read by title.

SENATE BILL NO. 623—

BY SENATOR SMITH

AN ACT

To enact R.S. 33:3838, relative to inspections of small community public water systems; to provide for definitions; to provide relative to engineering fees; to provide relative to time frames for approvals; and to provide for related matters.

Read by title.

SENATE BILL NO. 656—

BY SENATOR BOASSO

AN ACT

To enact R.S. 38:2212(A)(1)(d)(iv), relative to public contracts; to increase the contract limit for certain projects to repair hurricane or storm-related damage to public buildings caused by Hurricane Katrina or Hurricane Rita; to provide for applicability of certain laws governing the advertising and letting of contracts; to provide limitations; to provide for effectiveness; and to provide for related matters.

Read by title.

SENATE BILL NO. 659—

BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 33:130.105(A), relative to the Morehouse Economic Development District; to increase the maximum rate of ad valorem tax which the district is authorized to levy; and to provide for related matters.

Read by title.

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

May 10, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 74, 77, 78, 79, and 81

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were signed by the Speaker of the House.

Message from the Senate

SIGNED SENATE BILLS AND JOINT RESOLUTIONS

May 10, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Bills:

Senate Bill Nos. 12, 107, 126, 153, and 563

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

The Senate Bills and Joint Resolutions contained herein were signed by the Speaker of the House.

Introduction of Resolutions, House and House Concurrent

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE CONCURRENT RESOLUTION NO. 191—

BY REPRESENTATIVE PITRE

A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2006 Regular Session of the Legislature of Louisiana that portion of Act No. 57 of the 2005 Regular Session of the Louisiana Legislature that delineates the coordinates of the approximately five acres to be used by the Grand Isle Port Commission for off-bottom oyster culture.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 192—

BY REPRESENTATIVES QUEZAIRE, HONEY, KENNARD, AND WHITE

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility of widening Harding Boulevard, Louisiana Highway 408, from Southern University Agricultural and Mechanical College on its western end to Central, Louisiana and on its eastern end and to submit a written report on its findings and recommendations to the House and Senate Committees on Transportation, Highways and Public Works prior to the convening of the 2007 Regular Session.

Read by title.

On motion of Rep. Quezaire, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 193—

BY REPRESENTATIVE PITRE AND SENATOR DUPRE

A CONCURRENT RESOLUTION

To approve the Fiscal Year 2006-2007 Coastal Wetlands Protection and Restoration Plan as adopted by the Coastal Protection and Restoration Authority (authority).

Read by title.

Lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on

Administration of Criminal Justice

May 10, 2006

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Administration of Criminal Justice to submit the following report:

House Concurrent Resolution No. 151, by Martiny
Reported favorably. (10-0)

House Bill No. 190, by Martiny
Reported with amendments. (10-0) (Regular)

House Bill No. 254, by Crowe
Reported with amendments. (9-0) (Regular)

House Bill No. 421, by Burrell
Reported by substitute. (8-0) (Regular)

House Bill No. 817, by Hopkins
Reported with amendments. (5-2-1) (Regular)

House Bill No. 1199, by Crowe
Reported with amendments. (8-0) (Regular)

Senate Concurrent Resolution No. 17, by Murray
Reported favorably. (12-0)

Senate Concurrent Resolution No. 33, by Murray
Reported with amendments. (10-0)

Senate Bill No. 2, by Gautreaux, N.
Reported with amendments. (8-0) (Regular)

Senate Bill No. 85, by Jones
Reported favorably. (8-0) (Regular)

Senate Bill No. 180, by Jones
Reported favorably. (8-0) (Regular)

Senate Bill No. 228, by Jones
Reported favorably. (8-0) (Regular)

Senate Bill No. 253, by Gautreaux, N.
Reported favorably. (8-0) (Regular)

Senate Bill No. 289, by Fields
Reported favorably. (12-0) (Regular)

Senate Bill No. 477, by Cain
Reported favorably. (10-0) (Regular)

Senate Bill No. 547, by Murray
Reported favorably. (12-0) (Regular)

DANIEL MARTINY
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Report of the Committee on Education

May 10, 2006

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Education to submit the following report:

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House Bill No. 916, by Ansardi
Reported with amendments. (13-0) (Regular)

House Bill No. 1082, by Walsworth
Reported with amendments. (13-0) (Regular)

House Bill No. 1287, by Gray
Reported with amendments with recommendation to recommit the
bill to the Committee on Appropriations. (13-0)

CARL CRANE
Chairman

Report of the Committee on Health and Welfare

May 10, 2006

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Health and Welfare to
submit the following report:

House Bill No. 369, by Damico
Reported with amendments. (12-0) (Regular)

House Bill No. 582, by Crowe
Reported by substitute. (14-0) (Regular)

House Bill No. 626, by Baldone
Reported with amendments. (14-0) (Regular)

House Bill No. 875, by Townsend
Reported by substitute. (12-0) (Regular)

House Bill No. 1255, by Durand
Reported with amendments. (12-0) (Regular)

SYDNIE MAE DURAND
Chairman

Report of the Committee on Insurance

May 10, 2006

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Insurance to submit the
following report:

House Bill No. 517, by K. Carter
Reported with amendments. (11-0) (Regular)

House Bill No. 520, by K. Carter
Reported with amendments. (15-0) (Regular)

House Bill No. 914, by Toomy
Reported with amendments. (14-0) (Regular)

House Bill No. 928, by K. Carter
Reported by substitute. (9-1-1) (Regular)

House Bill No. 1141, by Hebert
Reported with amendments. (14-0) (Regular)

House Bill No. 1289, by Morrell
Reported with amendments. (10-5-1) (Regular)

KAREN CARTER
Chairman

Report of the Committee on Natural Resources

May 10, 2006

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Natural Resources to
submit the following report:

House Concurrent Resolution No. 29, by Odinet
Reported with amendments. (11-0)

House Bill No. 702, by Odinet
Reported with amendments. (11-0) (Regular)

House Bill No. 802, by Frith
Reported with amendments. (11-0) (Regular)

House Bill No. 838, by St. Germain
Reported favorably. (10-0) (Regular)

House Bill No. 839, by St. Germain
Reported favorably. (9-0) (Regular)

House Bill No. 1161, by St. Germain
Reported favorably. (9-0) (Regular)

House Bill No. 1231, by Walker
Reported favorably. (9-0) (Regular)

House Bill No. 1249, by Odinet
Reported with amendments. (10-0) (Regular)

Senate Bill No. 26, by Dupre
Reported with amendments. (10-0) (Regular)

Senate Bill No. 146, by McPherson
Reported with amendments. (9-0) (Regular)

Senate Bill No. 162, by Ellington
Reported favorably. (9-0) (Regular)

Senate Bill No. 692, by Adley
Reported favorably. (9-0) (Regular)

WILFRED PIERRE
Chairman

The above Senate Bills reported favorably or with amendments
were referred to the Legislative Bureau.

Privileged Report of the Legislative Bureau

May 10, 2006

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the
following report:

Senate Bill No. 173
Reported without amendments.

Senate Bill No. 250
Reported without amendments.

Respectfully submitted,
CHARLES MCDONALD
Chairman

Privileged Report of the Committee on Enrollment

May 10, 2006

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 59—
BY REPRESENTATIVES CRANE AND DORSEY
A RESOLUTION

To commend and congratulate April Burkholder, the 2006 National Collegiate Athletic Association balance beam champion, for her outstanding accomplishments, to recognize her achievements and contributions as a renowned gymnast, and to extend to her best wishes in her future endeavors.

HOUSE RESOLUTION NO. 60—
BY REPRESENTATIVES CRANE AND DORSEY
A RESOLUTION

To commend and congratulate April Burkholder, Kelly Lea, and Terin Martinjak, the seniors on the 2006 Louisiana State University gymnastics team, upon their astounding contributions and achievements.

HOUSE RESOLUTION NO. 61—
BY REPRESENTATIVE QUEZAIRE
A RESOLUTION

To direct the Clerk of the House of Representatives to prepare a re-enrolled version of House Concurrent Resolution No. 126 of the 2006 Regular Session of the Legislature of Louisiana.

HOUSE RESOLUTION NO. 62—
BY REPRESENTATIVE KLECKLEY
A RESOLUTION

To commend the Band of Blue of Alfred M. Barbe High School of Lake Charles.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Resolutions contained in the report were signed by the Speaker of the House and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Privileged Report of the Committee on Enrollment

May 10, 2006

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 169—
BY REPRESENTATIVES SCALISE, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE,

PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON

A CONCURRENT RESOLUTION
To commend DynMcDermott Petroleum Operations Company for being selected as a 2005 recipient of the Malcolm Baldrige National Quality Award for management excellence.

HOUSE CONCURRENT RESOLUTION NO. 171—
BY REPRESENTATIVE BARROW AND SENATORS BROOME AND FIELDS

A CONCURRENT RESOLUTION
To commend the Glen Oaks High School Security Dads.

HOUSE CONCURRENT RESOLUTION NO. 172—
BY REPRESENTATIVE BARROW AND SENATORS BROOME AND FIELDS

A CONCURRENT RESOLUTION
To commend the Glen Oaks High School Lady Panthers basketball team upon winning the Class 4A state championship.

HOUSE CONCURRENT RESOLUTION NO. 173—
BY REPRESENTATIVE BARROW AND SENATOR BROOME
A CONCURRENT RESOLUTION

To commend Mrs. Connecticut Todd for her outstanding achievements and for her steadfast dedication to foster parenting.

HOUSE CONCURRENT RESOLUTION NO. 174—
BY REPRESENTATIVE BADON
A CONCURRENT RESOLUTION

To commend and congratulate Paul John Tagliabue on his retirement after sixteen years of service as commissioner of the National Football League.

HOUSE CONCURRENT RESOLUTION NO. 175—
BY REPRESENTATIVE LABRUZZO
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to make the widening of Interstate 10 from New Orleans, Louisiana, to Baton Rouge, Louisiana, a high priority project and to include funding for this project as part of the state's request for funding from the federal government to address critical infrastructure needs as a result of the devastation caused by Hurricanes Katrina and Rita during the 2005 hurricane season.

HOUSE CONCURRENT RESOLUTION NO. 176—
BY REPRESENTATIVE WALKER AND SENATOR HINES
A CONCURRENT RESOLUTION

To commend Earl J. Barbry, Sr., chairman of the Tunica-Biloxi Tribe of Louisiana, upon being honored as a 2006 Louisiana Legend by Friends of Louisiana Public Broadcasting and to recognize his singular achievements and contributions.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of the Senate and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Suspension of the Rules

On motion of Rep. Thompson, the rules were suspended to permit the Committee on Agriculture, Forestry, Aquaculture, and Rural Development to consider the following legislative instruments

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that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Bill No. 196

Senate Concurrent Resolution No. 76

Suspension of the Rules

On motion of Rep. Baylor, the rules were suspended to permit the Committee on Municipal, Parochial and Cultural Affairs to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 935

Suspension of the Rules

On motion of Rep. Schneider, the rules were suspended to permit the Committee on Retirement to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 705, 766, 816, 1017, and 1026

House Concurrent Resolution No. 118

Adjournment

On motion of Rep. Kenney, at 6:48 P.M., the House agreed to adjourn until Thursday, May 11, 2006, at 1:00 P.M.

The Speaker of the House declared the House adjourned until 1:00 P.M., Thursday, May 11, 2006.

ALFRED W. SPEER
Clerk of the House

COMMITTEE MEETING NOTICES

Committee on Agriculture, Forestry, Aquaculture, and Rural Development

Will meet at: 9:00 A.M. Date: May 11, 2006

Location: Committee Room 3

HB 772 CROWE ANIMALS Creates the Louisiana Pet Registry

HB 1101 ERDEY HORTICULTURE/COMMISSION Provides with respect to the licensing of landscape irrigation contractors by the Horticulture Commission of Louisiana

HB 1267 SMITH, GARY PESTICIDES/HERBICIDES Provides relative to contracts for the treatment of termites

SB 7 NEVERS FUNDS/FUNDING Conforms statutes with the constitutional provisions regarding the Agricultural and Seafood Products Support Fund.

SB 9 SMITH, MIKE AGRICULTURE/FOREST DEPT Re-creates the Department of Agriculture and Forestry. (6/30/06)

SB 196 MCPHERSON (TBA) GRAIN DEALERS Provides for quarterly statements when dealing with grain storage. (Subject to Rule Suspension)

SB 525 GAUTREAUX, N. AGRICULTURAL COMMODITIES Enacts the Cajun and Louisiana Creole Goods and Consumer Protection Law. (gov sig)

SCR 76 D A R D E N N E (T B A) L E G I S POWERS/FUNCTIONS Requests the legislative agriculture, forestry, aquaculture and rural development committees to study the feasibility of creating a Louisiana agricultural and seafood surplus products purchase program and a purchasing board to oversee the program. (Subject to Rule Suspension)

FRANCIS C. THOMPSON
Chairman

Committee on Judiciary

Will meet at: 9:00 A.M. Date: May 11, 2006

Location: Committee Room 1

HB 169 BADON LAW ENFORCEMENT Provides for the length of time within which an investigation of certain law enforcement officers must be completed

HB 305 FAUCHEUX MTR VEHICLE/PUBLIC Requires that law enforcement vehicles be equipped with global positioning devices

HB 347 FRITH ANIMALS/LIVESTOCK AT LG Increases the payment for retrieval of escaped livestock in Vermilion parish

HB 567 TOOMY CRIMINAL/FORFEITURE Provides for the disposition of fines and forfeitures imposed in criminal cases

HB 808 HOPKINS ANIMALS Provides relative to animal service agency police officers

HB 911 DEWITT ATTORNEY GENERAL Authorizes the attorney general to employ counsel to represent the interest of the state

HB 1009 TOOMY ALCOHOLIC BEVERAGES Provides relative to wine producers

HB 1081 DURAND CRIME Provides relative to the Acadiana Criminalistics Laboratory Commission

HB 1096 LAFLEUR CLERKS OF COURT Provides that a clerk of court who has served as a clerk of court for a specified time period shall be deemed certified for certain purposes

HB 1191 THOMPSON HOMELAND SECURITY Provides relative to the duties and responsibilities of the Governor's Office of Homeland Security and Emergency Preparedness and parish presidents

HB 1274 TOOMY HOLIDAYS Authorizes a clerk of a district, parish, and city court to close his office on any day an emergency has been declared

HB 1275 TOOMY CLERKS OF COURT Reimburses the clerk of court for all postage costs incurred related to appearance bonds

HB 1276 TOOMY COURTS Provides for the expiration of the service charges imposed relative to the court building for the 24th JDC (Jefferson Parish)

- HB 1291 ERDEY STATE SYMBOL** Provides for a state cajun poem for the state of Louisiana
- HB 1341 FAUCHEUX BOARDS/COMMISSIONS** Relative to the Southeast Louisiana Regional Criminalistics Laboratory Commission
- HB 1346 KENNARD LAW ENFORCE/OFFICERS** Provides for off-duty witness fees for law enforcement officers testifying before the 19th JDC
- SB 216 JACKSON, L. PUBLIC SFTY/CORRECT DEPT** Provides for the issuance of special officer commissions in the event of a declared emergency or disaster. (gov sig)

JOSEPH F. TOOMY
Chairman

Committee on Labor and Industrial Relations

Will meet at: 9:30 A.M. Date: May 11, 2006

Location: Committee Room 5

- HB 144 HUNTER EMPLOYMENT/WAGES** Creates the Louisiana Equal Pay for Women Act
- HB 194 HUNTER EMPLOYMENT** Increases minimum wage
- HB 283 RICHMOND LABOR** Increases minimum wage
- HB 289 MONTGOMERY EMPLOYMENT/WAGES** Creates the Louisiana Equal Pay for Women Act
- HB 552 HEBERT EMPLOYMENT/WAGES** Provides for a health care payroll assessment on certain employers by the Department of Labor
- HB 775 HUNTER WORKERS COMPENSATION** To provide the direct pay of benefits to children who have reached the age of majority

WILLIE HUNTER, JR.
Chairman

Committee on Municipal, Parochial and Cultural Affairs

Will meet at: 9:30 A.M. Date: May 11, 2006

Location: Committee Room 6

- HB 8 FARRAR OFFICIAL JOURNALS** Provides relative to the official journal of Rapides Parish and its political subdivisions, including provisions pertaining to the publication of proceedings, financial statements, and judicial advertisements and other legal notices
- HB 383 DORSEY MUNICIPAL/ANNEXATION** Provides relative to annexation procedures in East Baton Rouge Parish
- HB 431 PITRE OFFICIAL JOURNALS** Authorizes the governing authority of the town of Golden Meadow to select, as the official journal for the town, any publication which has been published in the parish for at least forty years and meets certain other requirements

- HB 530 WHITE MUNICIPAL** Provides relative to the powers and duties of the city of Central and the Central Transition District and their governing boards

- HB 543 HEBERT LOCAL FINANCE/BUDGET ACT** Requires parish and municipal governing authorities at the beginning of a term of office to study certain functions, programs, and services of the governmental entity relative to their effectiveness, efficiency, and responsiveness

- HB 741 RICHMOND PUBLIC WORKS** Establishes a local hiring preference in Orleans Parish for certain public works contracts

- HB 751 GRAY PLANNING/ZONING** (Constitutional Amendment) Requires land use and zoning regulations to include provisions for inclusionary zoning for affordable housing

- HB 812 KENNARD POLICE/MUNICIPAL** Provides for the appointment of the police chief of Central in lieu of election

- HB 813 KENNARD MUNICIPALITIES** Provides for the termination of the effectiveness of provisions relative to the Central Transition District and the levy of a sales tax by the district

- HB 814 KENNARD DISTRICTS/CRIME PREVENT** Creates the Wedgewood Civic Association District in East Baton Rouge Parish

- HB 881 QUEZAIRE PROCUREMENT** Provides relative to telecommunications and procurement by political subdivisions

- HB 935 DANIEL (TBA) WATER/RESOURCES** Authorizes East Baton Rouge Parish to contract for operation and maintenance of water treatment facilities (SUBJECT TO RULE SUSPENSION)

- HB 974 GRAY PLANNING/ZONING** Authorizes and requires municipalities and parishes with land use or zoning ordinances or regulations to provide for inclusionary zoning for affordable housing

- HB 1083 THOMPSON MUSEUMS** Transfers the Louisiana Political Museum and Hall of Fame from the Department of Culture, Recreation and Tourism to the Department of State

- HB 1165 PITRE OFFICIAL JOURNALS** Authorizes the governing authority of certain municipalities to select, as the official journal for the municipality, any publication which has been published in certain parishes for at least forty years and meets certain other requirements

- HB 1225 DOVE DISTRICTS/ECONOMIC DEVEL** Provides relative to certain economic development authorities

- HB 1281 DORSEY TAX INCREMENT FINANCING** Provides relative to tax increment financing and specifies those taxes and tax increments which may be included in such financing

- HB 1285 ODINET MUNICIPAL** Provides with respect to building and zoning regulations in parishes and municipalities affected by Hurricane Katrina or Hurricane Rita

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HB 1288 GRAY UTILITY/MUNICIPAL Provides relative to the powers granted to certain public power authorities

HB 1354 GRAY MEMORIALS Creates the Hurricane Katrina Memorial Commission and provides for its powers and duties

ERNEST BAYLOR, JR.
Chairman

Committee on Retirement

Will meet at: 9:30 A.M. Date: Thursday, May 11, 2006

Location: Committee Room 4

HB 232 WALKER RETIREMENT/STATE EMPS Provides for a change in a retiree's named beneficiary after the date of retirement for members who have completed DROP

HB 705 WHITE (TBA) RETIREMENT/STATE POLICE Provides for an additional benefit for retirees of the State Police Pension and Retirement System and their survivors **(Subject to Rule Suspension)**

HB 766 MONTGOMERY (TBA) RETIREMENT/STATE EMPS Provides with respect to participation, eligibility, and employee contributions in the optional retirement plan of the La. State Employees Retirement System **(Subject to Rule Suspension)**

HB 816 SALTER (TBA) RETIREMENT/STATE EMPS Provides for employee contributions and calculation of benefits for Department of Public Safety and Corrections police officers in LASERS **(Subject to Rule Suspension)**

HB 1017 MONTGOMERY (TBA) RETIREMENT/STATE EMPS Provides relative to the computation of service credit in LASERS **(Subject to Rule Suspension)**

HB 1026 ARNOLD (TBA) RETIREMENT/IREFIGHTERS Provides for Firefighters' Retirement System's compliance with certain mandatory provisions of the Internal Revenue Code **(Subject to Rule Suspension)**

HCR 118 ARNOLD (TBA) RETIREMENT SYSTEMS Requests Louisiana statewide public retirement systems to direct a percentage of certain trades and commissions through broker-dealers who are incorporated, domiciled, or have had their principal trading operations in the state for at least two years **(Subject to Rule Suspension)**

M.P. SCHNEIDER III
Chairman

WEEKLY COMMITTEE SCHEDULES

Committee on Appropriations

Monday, May 15, 2006
Committee Room No. 5
9:30 A.M.

INSTRUMENTS TO BE HEARD:

HB 1 ALARIO APPROPRIATIONS Provides for the ordinary operating expenses of state government

HCR 113 HUTTER FUNDS/FUNDING-GRANTS Urges and requests the Louisiana Recovery Authority to reduce the amount of deduction for grants to 50% of FEMA and insurance proceeds

HCR 119 MORRISH INSURANCE/HEALTH Urges and requests the Office of Group Benefits to conduct a study of Health Access Louisiana, a proposal for health coverage reform in the state

HB 269 PINAC FEES/LICENSES/PERMITS Relative to regulation of the sale of tobacco products and use of monies derived from certain taxes thereon

HB 308 KLECKLEY LA RECOVERY AUTH Requires the Louisiana Recovery Authority to make certain assessments and issue certain reports related to Hurricane Rita and Hurricane Katrina

HB 436 GREENE BONDS/SURETY & FIDELITY Requires courier services that transport public funds to provide a fidelity bond

HB 565 WALSWORTH RETIREMENT/FUNDING Creates the Public Retirement Systems Fund in the state treasury

HB 579 WALSWORTH RETIREMENT/FUNDING (Constitutional Amendment) Creates the Public Retirement Systems Fund in the state treasury

HB 646 LAMBERT FUNDS/FUNDING Requires that a certain portion of any increases in the official forecast be deposited in the Highway Improvement Program Fund created in the state treasury

HB 647 LAMBERT FUNDS/FUNDING (Constitutional amendment) Requires that a certain portion of any increases in the official forecast be deposited in the Highway Improvement Program Fund created in the state treasury

HB 697 LAMBERT FUNDS/FUNDING-BUDGET, ST (Constitutional Amendment) Establishes the Highway Improvement Program Fund

HB 698 LAMBERT FUNDS/FUNDING-BUDGET, ST Establishes Highway Improvement Program Fund in the state treasury

HB 728 LAMBERT FUNDS/FUNDING Dedicates a portion of truck and trailer registration and licensing fees and taxes for roads in the state highway system which are ineligible for federal assistance

HB 767 ALARIO FUNDS/FUNDING Provides relative to the use of certain state funds

HB 899 ALARIO FUNDS/FUNDING Increases supplemental pay for firemen, police officers, and law enforcement officers employed by police agencies of the state or its political subdivisions within certain municipalities and deputy sheriffs who have completed at least one year of service

HB 925 WALKER STATE AGENCIES Authorizes the creation of charter agencies

HB 952 WALKER BUDGETARY CONTROLS Abolishes certain vacant state employee positions and distributes funding for state positions that have been vacant since July 1, 2005, to certain school systems which pay a portion of health care costs based on a formula to be determined by the Department of Education

HB 964 PINAC PUBLIC CONTRACT/BIDS Provides a preference for certain information technology products and products produced or manufactured in the state

HB 979 GUILLORY, E. LA RECOVERY AUTH Requires the Louisiana Recovery Authority to contract with minority-owned real estate businesses

HB 1020 DORSEY EXCEP PERSON/DEV DISABLE Provides with respect to revenues generated by state developmental centers

HB 1029 DORSEY TELECOMMUNICATIONS Provides for the use of monies in the Telecommunications for the Deaf Fund

HB 1031 MARCHAND PROPERTY/IMMOVABLE Provides relative to right of first refusal

HB 1172 TUCKER PROCUREMENT Requires the disclosure of certain information for certain contracts let during a state of emergency

**Tuesday, May 16, 2006
9:30 A.M.**

INSTRUMENTS TO BE HEARD:

NO MEETING IS SCHEDULED

JOHN A. ALARIO, JR.
Chairman

Committee on Civil Law and Procedure

**Monday, May 15, 2006
Committee Room No. 2
10:00 A.M.**

INSTRUMENTS TO BE HEARD:

HB 218 LAFONTA HISTORIC PRESERVATION Provides with respect to preservation of buildings and landmarks by removing prescriptive period within which to bring an action to enforce zoning restrictions

HB 221 LAFONTA PLANNING/ZONING Provides relative to zoning as it affects historic preservation

HB 444 JEFFERSON CIVIL/CLAIMS Creates the Hurricane Victim's Mediation Program

HB 455 LAFONTA LIABILITY/CIVIL Limits liability of faith-based organizations acting as shelters and individuals transporting persons to shelters during a natural disaster

HB 892 CARTER, K. CIVIL/ACTIONS Limits civil liability of the state and other political subdivisions for certain hurricane-related activities

HB 902 CARTER, K. CIVIL/ACTIONS Limits civil liability of the Orleans Parish School Board for certain hurricane-related activities

HB 1131 ANSARDI LIABILITY/CIVIL Provides relative to comparative fault

HB 1163 ANSARDI PROPERTY/EXPROPRIATION Provides for the right of a property owner to repurchase his expropriated property under certain circumstances

HB 1222 GALLOT NOTARIES Provides relative to a notary's duty to record acts

HB 1250 PINAC PRESCRIPTION Provides for five-year preemptive period against developers

HB 1266 SMITH, GARY CIVIL/PROCEDURE Provides relative to executory proceedings

HB 1300 HEBERT PRIVILEGES/LIENS Provides for the enforcement of liens and privileges against an owner

**Tuesday, May 16, 2006
9:30 A.M.**

INSTRUMENTS TO BE HEARD:

HB 255 QUEZAIRE TRANSPORTATION DEPT Changes the date on which legal interest begins to accrue on a final award of compensation against the Department of Transportation and Development in expropriation proceedings

HB 1167 THOMPSON LIABILITY/TORTS Provides an exemption from liability for pilots providing gratuitous medical transportation services

HB 1194 DANIEL LIABILITY Provides that debts incurred through Internet gaming do not have to be repaid

HB 1217 CARTER, K. CIVIL/LAW Enacts the International Commercial Arbitration Act

HB 1246 DEWITT CIVIL/DAMAGES Provides limitations for awarding punitive damages

HB 1302 BURNS PRESCRIPTION Provides for the interruption of prescription for Hurricane Katrina and Hurricane Rita insurance claims

SB 35 LENTINI SUCCESSIONS Provides for conforming legislation to make the requirement for an inheritance tax return relative to judgment of possession consistent with current law.

SB 51 MARIONNEAUX MATRIMONIAL REGIMES Provides relative to use of community movable property by a spouse.

SB 123 LENTINI SOCIAL SERVICES DEPT Amends definition of gross income to include allowances for housing and subsistence that military personnel receive. (gov sig)

SB 194 LENTINI EVIDENCE Provides for the admission of certain records within the Department of Social Services in court proceedings. (gov sig)

SB 400 ELLINGTON JUDGMENTS Changes the date on which legal interest begins to accrue on a final award

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of compensation against DOTD in expropriation proceedings. (7/1/06)

SB 406 LENTINI MALPRACTICE Provides for an expedited medical risk review panel process.

SB 621 MURRAY LIABILITY Provides for periods of limited liability for public bodies relative to the condition of public property following hurricanes Katrina and Rita.

GLENN ANSARDI
Chairman

Committee on Commerce

Monday, May 15, 2006
Committee Room No. 1
9:00 A.M.

INSTRUMENTS TO BE HEARD:

HB 341 BARROW CREDIT/CONSUMER LOANS Prohibits payday lending and repeals the Louisiana Deferred Presentment and Small Loan Act

HB 385 GRAY COMMERCE Prohibits unfair residential rental increases

HB 448 MARCHAND FINANCIAL INSTITUTIONS Requires lenders to provide repayment options to borrowers for deferments granted due to a declared disaster

HB 540 BURNS EMERGENCY PREPAREDNESS Requires the Governor's Office of Homeland Security and Emergency Preparedness to develop an emergency communications system

HB 619 BURNS EMERGENCY PREPAREDNESS Requires the Governor's Office of Homeland Security and Emergency Preparedness to develop an emergency alert system for all coastal and hurricane-prone parishes

HB 749 TOWNSEND CONSUMERS Enacts the Contact Lens Consumer Protection Act

HB 893 PINAC BUILDING CODES Adds the State Uniform Construction Code to the Uniform Standards Code for Manufactured Housing

HB 1087 GLOVER FIRE PROTECT/FIRE MARSHAL Relative to construction or repair of structures

HB 1174 LAFONTA ECONOMIC DEVEL/HIGH TECH Creates the Municipal Wireless Internet Act

HB 1188 LAFONTA LOCAL GOVERNMENT Exempts local governments who offer a wireless Internet network from the requirements of the Local Government Fair Competition Act

HB 1211 LAFONTA ECONOMIC DEVELOP/DEPT Provides with respect to the Office of Film and Television Development

HB 1297 POWELL, T. FUELS Requires certain motor fuel dispensing facilities to maintain an alternate generated power source for use in times of emergency

Tuesday, May 16, 2006

INSTRUMENTS TO BE HEARD:

NO MEETING IS SCHEDULED

GIL PINAC
Chairman

Committee on Environment

Monday, May 15, 2006
Committee Room No. 4

INSTRUMENTS TO BE HEARD:

NO MEETING IS SCHEDULED

Tuesday, May 16, 2006
9:30 A.M.

INSTRUMENTS TO BE HEARD:

HB 851 DAMICO ENVIRONMENT/FEES Provides for reviews and determinations by the Department of Environmental Quality

HB 869 DAMICO ENVIRONMENT/FEES Authorizes the Department of Environmental Quality to collect additional fees for laboratory accreditation

HB 877 DAMICO ENVIRONMENT/SOLID WASTE Establishes a fee on construction and demolition waste disposal

SB 57 FONTENOT ENVIRONMENTAL HEALTH Repeals the jurisdiction of DEQ to regulate noise pollution.

SB 79 FONTENOT FUELS Provides relative to underground storage tanks and to the financial obligations of tank owners for environmental damages.

N. J. DAMICO
Chairman

Committee on Transportation, Highways and Public Works

Monday, May 15, 2006
Committee Room No. 3

NO MEETING IS SCHEDULED

Tuesday, May 16, 2006
9:00 A.M.

INSTRUMENTS TO BE HEARD:

HB 275 QUEZAIRE PROPERTY/EXPROPRIATION Decreases the number of persons required to make an estimate for the Dept. of Transportation and Development when expropriating property for right-of-way

HB 725 BARROW MTR VEHICLE/VIOLATIONS Requires drivers on public highways to use hands-free devices while using cell phones

HB 834 BALDONE CONTRACTS/BIDS Authorizes public entities to undertake public works projects with their own employees

HB 998 BEARD PUBLIC CONTRACT/BIDS Prohibits certain parties from packaging products contained in bid specifications

HB 1032 MARCHAND LEVEES Provides relative to the management of non-flood protection assets of certain levee districts

HB 1122 BEARD CONTRACTS/BIDS Authorizes public entities to debar for cause certain bidders for public contracts

HB 1200 ARNOLD BRIDGES/FERRIES Requires the Crescent City Connection Division within the Department of Transportation and Development to operate the Algiers/Canal St. ferry during certain hours

HB 1216 CARTER, K. MTR VEHICLE/SEAT BELTS Provides for child restraints in motor vehicles

HB 1295 DOWNS UTILITY/MUNICIPAL Provides relative to the cost of relocating utilities for state highway construction projects

HB 1312 TOWNSEND MTR VEHICLE/WINDSHIELDS Provides with respect to motor vehicle windshield tinting requirements

HB 1343 BEARD MOTOR CARRIERS Provides relative to the transportation of certain human material

SCR 3 HINES WATER/WATERWAYS Continues the Bayou Boeuf Advisory Committee until July 1, 2009.

SB 227 GAUTREAUX, N. SAFETY REGULATIONS Exempts certain utility workers in the performance of their official duties from the safety belt law under certain circumstances. (gov sig)

SB 252 ELLINGTON ROADS/HIGHWAYS Prohibits damages from being assessed to a utility for delay in relocation work if such delay is caused by the unjustifiable delinquency of others under certain circumstances. (gov sig)

SB 394 ELLINGTON EXPROPRIATION Decreases the number of persons required to make an estimate for DOTD when expropriating property for right-of-way. (gov sig)

ROY QUEZAIRE
Chairman

Committee on Ways and Means

Monday, May 15, 2006
Committee Room No. 6

INSTRUMENTS TO BE HEARD:

NO MEETING IS SCHEDULED.

Tuesday, May 16, 2006
9:30 A.M.

INSTRUMENTS TO BE HEARD:

HB 2 HAMMETT CAPITAL OUTLAY Provides for the comprehensive capital outlay budget

HB 3 HAMMETT CAPITAL OUTLAY Provides for the Omnibus Bond Act

HB 1064 WINSTON TAX/SALES-USE, STATE Provides extensions for filing and payment of state sales and use taxes

SB 190 MOUNT REVENUE DEPARTMENT Authorizes the secretary of revenue to require electronic filing of tax returns under certain circumstances. (gov sig)

SB 267 MOUNT REVENUE DEPARTMENT Authorizes the Department of Revenue to disclose return and return information to certain state agencies and provides for the confidentiality of such information. (gov sig)

SB 268 MOUNT TAX/INCOME/CORPORATE Classifies as "penalty" amounts assessed for failure by a corporation to pay estimated income tax and adjustment of overpayment of estimated income tax by a corporation. (gov sig)

BRYANT O. HAMMETT, JR.
Chairman

LEGISLATIVE INSTRUMENTS MAY BE DELETED (DOES NOT REQUIRE HOUSE RULES SUSPENSION) OR ADDED (REQUIRES HOUSE RULES SUSPENSION) PRIOR TO THE MEETING DATE. (HOUSE RULES 14.23 AND 14.24) SEE THE DAILY NOTICE OF COMMITTEE MEETINGS POSTED PRIOR TO MEETING DATE.